



General Assembly

January Session, 2003

***Raised Bill No. 6352***

LCO No. 2569

Referred to Committee on Judiciary

Introduced by:  
(JUD)

***AN ACT CONCERNING THE REVISOR'S 2002 TECHNICAL  
CORRECTIONS TO THE GENERAL STATUTES.***

Be it enacted by the Senate and House of Representatives in General  
Assembly convened:

1 Section 1. Subsection (d) of section 1-80 of the general statutes is  
2 repealed and the following is substituted in lieu thereof (*Effective from*  
3 *passage*):

4 (d) The commission shall elect a chairperson who shall, except as  
5 provided in subsection (b) of section 1-82 and subsection (b) of section  
6 1-93, preside at meetings of the commission and a vice-chairperson to  
7 preside in the absence of the chairperson. Five members of the  
8 commission shall constitute a quorum. Except as provided in  
9 subdivision (3) of subsection (a) of section 1-81, subsections (a) and (b)  
10 of section 1-82, subsection (b) of section 1-88, subdivision (5) of section  
11 1-92, subsections (a) and (b) of section 1-93 and subsection (b) of  
12 section 1-99, a majority vote of the quorum shall be required for action  
13 of the commission. The chairperson or any four members may call a  
14 meeting.

15 Sec. 2. Section 1-102 of the general statutes is repealed and the

16 following is substituted in lieu thereof (*Effective from passage*):

17 No person, committee, association, organization or corporation shall  
18 employ any salaried commissioner or deputy commissioner of this  
19 state, or any person receiving a salary or pay from the state for services  
20 rendered and performed at Hartford, or shall give to any such person  
21 any advantage, aid, emolument, entertainment, money or other  
22 valuable thing for appearing for, in behalf of or in opposition to, any  
23 measure, bill, resolution or petition pending before the General  
24 Assembly or any committee thereof, or for advancing, supporting,  
25 advocating, or seeking to secure the passage, defeat or amendment of  
26 any such measure, bill, resolution or petition pending in or before the  
27 General Assembly or any committee thereof; nor shall any such  
28 salaried commissioner, deputy commissioner or other person  
29 described in this section accept any such employment or perform any  
30 such service for another, or accept aid, emolument, entertainment,  
31 money, advantage or other valuable thing for or in consideration of  
32 any such service. Any person, committee, association, organization or  
33 corporation, or any such salaried commissioner, deputy commissioner  
34 or person receiving a salary or pay from the state for services rendered  
35 and performed at Hartford, who violates any of the provisions of this  
36 section, shall be fined not less than one hundred [nor] or more than  
37 one thousand dollars. All complaints for the violation of this section  
38 shall be made to the state's attorney for the judicial district of New  
39 Britain, and said state's attorney shall, upon proof of probable guilt  
40 being shown, cause the arrest of any such offender and present such  
41 offender or cause such offender to be presented for trial before the  
42 superior court for the judicial district of New Britain.

43 Sec. 3. Subsection (c) of section 4-28f of the general statutes is  
44 repealed and the following is substituted in lieu thereof (*Effective from*  
45 *passage*):

46 (c) The trust fund shall be administered by a board of trustees which  
47 shall consist of seventeen trustees. The appointment of the initial

48 trustees shall be as follows: (1) The Governor shall appoint four  
 49 trustees, one of whom shall serve for a term of one year from July 1,  
 50 2000, two of whom shall serve for a term of two years from July 1,  
 51 2000, and one of whom shall serve for a term of three years from July 1,  
 52 2000; (2) the speaker of the House of Representatives and the president  
 53 pro tempore of the Senate each shall appoint two trustees, one of  
 54 whom shall serve for a term of two years from July 1, 2000, and one of  
 55 whom shall serve for a term of three years from July 1, 2000; (3) the  
 56 majority leader of the House of Representatives and the majority  
 57 leader of the Senate each shall appoint two trustees, one of whom shall  
 58 serve for a term of one year from July 1, 2000, and one of whom shall  
 59 serve for a term of three years from July 1, 2000; (4) the minority leader  
 60 of the House of Representatives and the minority leader of the Senate  
 61 each shall appoint two trustees, one of whom shall serve for a term of  
 62 one year from July 1, 2000, and one of whom shall serve for a term of  
 63 two years from July 1, 2000; and (5) the Secretary of the Office of Policy  
 64 and Management, or the secretary's designee, shall serve as an ex-  
 65 officio voting member. Following the expiration of such initial terms,  
 66 subsequent trustees shall serve for a term of three years. The trustees  
 67 shall serve without compensation except for reimbursement for  
 68 necessary expenses incurred in performing their duties. The board of  
 69 trustees shall establish rules of procedure for the conduct of its  
 70 business which shall include, but not be limited to, criteria, processes  
 71 and procedures to be used in selecting programs to receive money  
 72 from the trust fund. The trust fund shall be within the Office of Policy  
 73 and Management for administrative purposes only. The board of  
 74 trustees shall meet not less than bimonthly and, not later than January  
 75 first of each year, shall submit a report of [their] its activities and  
 76 accomplishments to the joint standing committees of the General  
 77 Assembly having cognizance of matters relating to public health and  
 78 appropriations and the budgets of state agencies, in accordance with  
 79 section 11-4a. Such report shall be approved by each trustee.

80 Sec. 4. Section 4-67w of the general statutes is repealed and the  
 81 following is substituted in lieu thereof (*Effective from passage*):

82 Not later than July 1, 2004, the State Prevention Council shall submit  
83 to the Secretary of the Office of Policy and Management and the joint  
84 standing committee of the General Assembly having cognizance of  
85 matters relating to appropriations its recommendations concerning the  
86 potential expansion, including potential use of benchmarks, or  
87 termination of the State Prevention Council pursuant to section 2c-12.

88 Sec. 5. Subsection (a) of section 4-124w of the general statutes is  
89 repealed and the following is substituted in lieu thereof (*Effective from*  
90 *passage*):

91 (a) There is established an Office of Workforce Competitiveness  
92 which shall be within the Office of Policy and Management [.] for  
93 administrative purposes only.

94 Sec. 6. Subsection (b) of section 4-124x of the general statutes is  
95 repealed and the following is substituted in lieu thereof (*Effective from*  
96 *passage*):

97 (b) Not later than ninety days after July 1, 2001, the Office of  
98 Workforce Competitiveness, in consultation with the Commissioner of  
99 Higher Education and the [Board] Boards of Trustees of The  
100 University of Connecticut, the Community-Technical Colleges and the  
101 Connecticut State University System and at least three independent  
102 institutions of higher education in this state, shall establish written  
103 participation guidelines for the pilot program authorized under this  
104 section.

105 Sec. 7. Section 4-124y of the general statutes is repealed and the  
106 following is substituted in lieu thereof (*Effective from passage*):

107 (a) Within available appropriations for the fiscal year ending June  
108 30, 2002, the Office of Workforce Competitiveness, in consultation with  
109 the Department of Higher Education and the [Board] Boards of  
110 Trustees of The University of Connecticut, the Community-Technical  
111 Colleges and the Connecticut State University System, shall establish a

112 pilot program that is designed to assist noninformation technology  
113 workers who demonstrate an aptitude in information technology to  
114 earn an information technology credential or degree at one of the  
115 constituent units of the state system of higher education.

116 (b) Not later than ninety days after July 1, 2001, the Office of  
117 Workforce Competitiveness, in consultation with the Commissioner of  
118 Higher Education and the [Board] Boards of Trustees of The  
119 University of Connecticut, the Community-Technical Colleges and the  
120 Connecticut State University System, shall establish written  
121 participation guidelines for the pilot program authorized under this  
122 section.

123 (c) Not later than January 1, 2002, the Office of Workforce  
124 Competitiveness shall submit a status report in accordance with the  
125 provisions of section 11-4a on the establishment and on any operation  
126 of the pilot program authorized under this section to the Connecticut  
127 Employment and Training Commission, the joint standing committees  
128 of the General Assembly having cognizance of matters relating to  
129 appropriations and education and to the select committee of the  
130 General Assembly having cognizance of matters relating to workforce  
131 development.

132 Sec. 8. Section 4-124aa of the general statutes is repealed and the  
133 following is substituted in lieu thereof (*Effective from passage*):

134 (a) Within available appropriations, the Office of Workforce  
135 Competitiveness, in consultation with the Department of Higher  
136 Education and the [Board] Boards of Trustees of The University of  
137 Connecticut, the Community-Technical Colleges and the Connecticut  
138 State University System, shall establish a pilot program that is  
139 designed to provide information technology related internship and  
140 cooperative work-study programs at the constituent units of the state  
141 system of higher education.

142 (b) Not later than ninety days after July 1, 2001, the Office of

143 Workforce Competitiveness, in consultation with the Commissioner of  
144 Higher Education and the [Board] Boards of Trustees of The  
145 University of Connecticut, the Community-Technical Colleges and the  
146 Connecticut State University System, shall establish written  
147 participation guidelines for the pilot program authorized under this  
148 section.

149 (c) Not later than January 1, 2002, the Office of Workforce  
150 Competitiveness shall submit a status report in accordance with the  
151 provisions of section 11-4a on the establishment and on any operation  
152 of the pilot program authorized under this section to the Connecticut  
153 Employment and Training Commission, the joint standing committees  
154 of the General Assembly having cognizance of matters relating to  
155 appropriations and education and to the select committee of the  
156 General Assembly having cognizance of matters relating to workforce  
157 development.

158 Sec. 9. Subsection (b) of section 4a-67h of the general statutes is  
159 repealed and the following is substituted in lieu thereof (*Effective from*  
160 *passage*):

161 (b) Within available appropriations, the Department of  
162 Administrative Services shall establish procedures that promote, to the  
163 greatest extent feasible, the procurement and use of recycled products  
164 and environmentally preferable products and services by state  
165 agencies. The department shall: (1) Designate environmentally  
166 preferable products, taking into consideration the raw materials  
167 acquisition, production, manufacturing, packaging, distribution, reuse,  
168 operation, maintenance or disposal aspects of [the product] such  
169 products, and establish minimum standards and specifications for  
170 their procurement and use; (2) when feasible, include the use of  
171 environmentally preferable products and services as a criteria in a  
172 multiple criteria bid or an evaluation factor in requests for proposals;  
173 and (3) consider the use of environmentally preferable business  
174 practices when reviewing the overall performance of a bidder or

175 proposer's business operation. Such procedures shall not be considered  
176 ["regulations"] regulations, as defined in section 4-166.

177 Sec. 10. Subsection (a) of section 5-142 of the general statutes is  
178 repealed and the following is substituted in lieu thereof (*Effective from*  
179 *passage*):

180 (a) If any member of the Division of State Police within the  
181 Department of Public Safety or of any correctional institution, or any  
182 institution or facility of the Department of Mental Health and  
183 Addiction Services giving care and treatment to persons afflicted with  
184 a mental disorder or disease, or any institution for the care and  
185 treatment of persons afflicted with any mental defect, or any full-time  
186 enforcement officer of the Department of Environmental Protection,  
187 the Department of Motor Vehicles, the Department of Consumer  
188 Protection who carries out the duties and responsibilities of sections  
189 30-2 to 30-68m, inclusive, the Office of Adult Probation, the  
190 Department of Public Works or the Board of Parole, any probation  
191 officer for juveniles or any employee of any juvenile detention home,  
192 any member of the police or fire security force of The University of  
193 Connecticut, any member of the police or fire security force of Bradley  
194 International Airport, any member of the Office of State Capitol Police  
195 or any person appointed under section 29-18 as a special policeman for  
196 the State Capitol building and grounds and the Legislative Office  
197 Building and parking garage and related structures and facilities and  
198 other areas under the supervision and control of the Joint Committee  
199 on Legislative Management, the Chief State's Attorney, the Chief  
200 Public Defender, the Deputy Chief State's Attorney, the Deputy Chief  
201 Public Defender, any state's attorney, any assistant state's attorney or  
202 deputy assistant state's attorney, any public defender, assistant public  
203 defender or deputy assistant public defender, any chief inspector or  
204 inspector appointed under section 51-286 or any staff member or  
205 employee of the Division of Criminal Justice or of the Division of  
206 Public Defender Services, or any Judicial Department employee  
207 sustains any injury (1) while making an arrest or in the actual

208 performance of such police duties or guard duties or fire duties or  
209 inspection duties, or prosecution or public defender or courthouse  
210 duties, or while attending or restraining an inmate of any such  
211 institution or as a result of being assaulted in the performance of such  
212 person's duty, or while responding to an emergency or code at a  
213 correctional institution, and (2) that is a direct result of the special  
214 hazards inherent in such duties, the state shall pay all necessary  
215 medical and hospital expenses resulting from such injury. If total  
216 incapacity results from such injury, such person shall be removed from  
217 the active payroll the first day of incapacity, exclusive of the day of  
218 injury, and placed on an inactive payroll. Such person shall continue to  
219 receive the full salary that such person was receiving at the time of  
220 injury subject to all salary benefits of active employees, including  
221 annual increments, and all salary adjustments, including salary  
222 deductions, required in the case of active employees, for a period of  
223 two hundred sixty weeks from the date of the beginning of such  
224 incapacity. Thereafter, such person shall be removed from the payroll  
225 and shall receive compensation at the rate of fifty per cent of the salary  
226 that such person was receiving at the expiration of said two hundred  
227 sixty weeks [so] as long as such person remains so disabled, except  
228 that any such person who is a member of the Division of State Police  
229 within the Department of Public Safety shall receive compensation at  
230 the rate of sixty-five per cent of such salary [so] as long as such person  
231 remains so disabled. Such benefits shall be payable to a member of the  
232 Division of State Police after two hundred sixty weeks of disability  
233 only if the member elects in writing to receive such benefits in lieu of  
234 any benefits payable to the employee under the state employees  
235 retirement system. In the event that such disabled member of the  
236 Division of State Police elects the compensation provided under this  
237 subsection, no benefits shall be payable under chapter 568 or the state  
238 employees retirement system until the former of the employee's death  
239 or recovery from such disability. The provisions of section 31-293 shall  
240 apply to any such payments, and the state of Connecticut is authorized  
241 to bring an action or join in an action as provided by said section for



242 reimbursement of moneys paid and which it is obligated to pay under  
 243 the terms of this subsection. All other provisions of the workers'  
 244 compensation law not inconsistent with this subsection, including the  
 245 specific indemnities and provisions for hearing and appeal, shall be  
 246 available to any such state employee or the dependents of such a  
 247 deceased employee. All payments of compensation made to a state  
 248 employee under this subsection shall be charged to the appropriation  
 249 provided for compensation awards to state employees. On and after  
 250 October 1, 1991, any full-time officer of the Department of  
 251 Environmental Protection, the Department of Motor Vehicles, the  
 252 Department of Consumer Protection who carries out the duties and  
 253 responsibilities of sections 30-2 to 30-68m, inclusive, the Office of  
 254 Adult Probation, the Department of Public Works or the Board of  
 255 Parole, any probation officer for juveniles or any employee of any  
 256 juvenile detention home, the Chief State's Attorney, the Chief Public  
 257 Defender, the Deputy Chief State's Attorney, the Deputy Chief Public  
 258 Defender, any state's attorney, assistant state's attorney or deputy  
 259 assistant state's attorney, any public defender, assistant public  
 260 defender or deputy assistant public defender, any chief inspector or  
 261 inspector appointed under section 51-286 or any staff member or  
 262 employee of the Division of Criminal Justice or the Division of Public  
 263 Defender Services, or any Judicial Department employee who sustains  
 264 any injury in the course and scope of such person's employment shall  
 265 be paid compensation in accordance with the provisions of section 5-  
 266 143 and chapter 568, except, if such injury is sustained as a result of  
 267 being assaulted in the performance of such person's duty, any such  
 268 person shall be compensated pursuant to the provisions of this  
 269 subsection.

270 Sec. 11. Subsection (l) of section 5-198 of the general statutes is  
 271 repealed and the following is substituted in lieu thereof (*Effective from*  
 272 *passage*):

273 (l) All members of the professional and technical staffs of the  
 274 constituent units of the state system of higher education, as defined in

275 section 10a-1, of all other state institutions of learning, of the  
276 Department of Higher Education, and of the agricultural experiment  
277 station at New Haven, professional employees of the State Board of  
278 Education and teachers certified by the State Board of Education and  
279 employed in teaching positions at state institutions.

280 Sec. 12. Section 5-212 of the general statutes is repealed and the  
281 following is substituted in lieu thereof (*Effective from passage*):

282 No portion of an annual salary increase under section 5-210 shall be  
283 given which will result in a salary in excess of the salary range  
284 established for the employee's class of position. The amount of any  
285 lump-sum payments made in accordance with the provisions of  
286 [subsection (d) of] section 5-210 shall not be deemed an increase in  
287 salary.

288 Sec. 13. Subsection (b) of section 5-275 of the general statutes is  
289 repealed and the following is substituted in lieu thereof (*Effective from*  
290 *passage*):

291 (b) The board shall determine the appropriateness of a unit which  
292 shall be the public employer unit or a subdivision thereof. In  
293 determining the appropriateness of the unit, the board shall: (1) Take  
294 into consideration, but shall not [be limited] limit consideration to, the  
295 following: (A) Public employees must have an identifiable community  
296 of interest, and (B) the effects of overfragmentation; (2) not decide that  
297 any unit is appropriate if (A) such unit includes both professional and  
298 nonprofessional employees, unless a majority of such professional  
299 employees vote for inclusion in such unit, or (B) such unit includes  
300 both Department of Correction employees at or above the level of  
301 lieutenant and Department of Correction employees below the level of  
302 lieutenant; (3) take into consideration that when the state is the  
303 employer, it will be bargaining on a state-wide basis unless issues  
304 involve working conditions peculiar to a given governmental  
305 employment locale; (4) permit the faculties of (A) The University of  
306 Connecticut, (B) the Connecticut State University system, and (C) the

307 state regional vocational-technical schools to each comprise a separate  
308 unit, which in each case shall have the right to bargain collectively  
309 with [its] their respective [board] boards of trustees or [its] their  
310 designated [representative] representatives; and (5) permit the  
311 community college faculty and the technical college faculty as they  
312 existed prior to July 1, 1992, to continue to comprise separate units,  
313 which in each case shall have the right to bargain collectively with its  
314 board of trustees or its designated representative. Nonfaculty  
315 professional staff of the above institutions may by mutual agreement  
316 be included in such bargaining units, or they may form a separate  
317 bargaining unit of their own. This section shall not be deemed to  
318 prohibit multiunit bargaining.

319 Sec. 14. Subsection (a) of section 6-38l of the general statutes is  
320 repealed and the following is substituted in lieu thereof (*Effective from*  
321 *passage*):

322 (a) As used in [the] this section:

323 (1) "Contribution" has the same meaning as "contribution", as  
324 defined in section 9-333b, except that the exclusions to said term in  
325 subsection (b) of said section shall not apply;

326 (2) "Expenditure" has the same meaning as "expenditure", as defined  
327 in section 9-333c, except that the exclusions to said term in subsection  
328 (b) of said section shall not apply; and

329 (3) "Immediate family" means a dependent relative who resides in  
330 the individual's household or any spouse, child or parent of the  
331 individual.

332 Sec. 15. Subsection (c) of section 6-38m of the general statutes is  
333 repealed and the following is substituted in lieu thereof (*Effective from*  
334 *passage*):

335 (c) The additional fee paid to [court] the Superior Court pursuant to  
336 section 52-259d and any fee collected pursuant to subsection (b) of this

337 section, shall be deposited in the General Fund.

338 Sec. 16. Subdivision (3) of section 7-36 of the general statutes is  
339 repealed and the following is substituted in lieu thereof (*Effective from*  
340 *passage*):

341 (3) "Institution" means any public or private facility [.] that provides  
342 inpatient medical, surgical or diagnostic care or treatment, or nursing,  
343 custodial or domiciliary care, or to which persons are committed by  
344 law.

345 Sec. 17. Section 7-53 of the general statutes is repealed and the  
346 following is substituted in lieu thereof (*Effective from passage*):

347 Upon receipt of the record of adoption referred to in subsection (e)  
348 of section 45a-745 or of other evidence satisfactory to the department  
349 that a person born in this state has been adopted, the department shall  
350 prepare a new birth certificate of such adopted person, except that no  
351 new certificate of birth shall be prepared if the court decreeing the  
352 adoption, the adoptive parents or the adopted person, if over fourteen  
353 years of age, so requests. Such new birth certificate shall include all the  
354 information required to be set forth in a certificate of birth of this state  
355 as of the date of birth, except that the adopting parents shall be named  
356 as the parents instead of the genetic parents and, when a certified copy  
357 of the birth of such person is requested by an authorized person, a  
358 copy of the new certificate of birth as prepared by the department shall  
359 be provided. Any person seeking to examine or obtain a copy of the  
360 original record or certificate of birth shall first obtain a written order  
361 signed by the judge of the probate court for the district in which the  
362 adopted person was adopted or born in accordance with section [45a-  
363 751] 45a-753, or a written order of the Probate Court in accordance  
364 with the provisions of section 45a-752, stating that the court is of the  
365 opinion that the examination of the birth record of the adopted person  
366 by the adopting parents or the adopted person, if over eighteen years  
367 of age, or by the person wishing to examine the same or that the  
368 issuance of a copy of such birth certificate to the adopting parents [.] or

369 the adopted person, if over eighteen years of age, or to the person  
 370 applying therefor will not be detrimental to the public interest or to the  
 371 welfare of the adopted person or to the welfare of the genetic or  
 372 adoptive parent or parents. Upon receipt of such court order, the  
 373 registrar of vital statistics of any town in which the birth of such  
 374 person was recorded, or the department, may issue the certified copy  
 375 of the original certificate of birth on file, marked with a notation by the  
 376 issuer that such original certificate of birth has been superseded by a  
 377 replacement certificate of birth as on file, or [ ] may permit the  
 378 examination of such record. Immediately after a new certificate of birth  
 379 has been prepared, an exact copy of such certificate, together with a  
 380 written notice of the evidence of adoption, shall be transmitted by the  
 381 department to the registrar of vital statistics of each town in this state  
 382 in which the birth of the adopted person is recorded. The new birth  
 383 certificate, the original certificate of birth on file and the evidence of  
 384 adoption shall be filed and indexed, under such regulations as the  
 385 commissioner adopts, in accordance with chapter 54, to carry out the  
 386 provisions of this section and to prevent access to the records of birth  
 387 and adoption and the information therein contained without due  
 388 cause, except as provided in this section. Any person, except such  
 389 parents or adopted person, who discloses any information contained in  
 390 such records, except as provided in this section, shall be fined not more  
 391 than five hundred dollars or imprisoned not more than six months, or  
 392 both. Whenever a certified copy of an adoption decree from a court of  
 393 a foreign country, having jurisdiction of the adopted person, is filed  
 394 with the department under the provisions of this section, such decree,  
 395 when written in a language other than English, shall be accompanied  
 396 by an English translation, which shall be subscribed and sworn to as a  
 397 true translation by an American consulate officer stationed in such  
 398 foreign country.

399       Sec. 18. Subsection (a) of section 7-60 of the general statutes is  
 400 repealed and the following is substituted in lieu thereof (*Effective from*  
 401 *passage*):

402 (a) Each case of fetal death shall be registered and a fetal death  
403 certificate shall be filed with the registrar of vital statistics in the  
404 manner required by sections 7-48, 7-50, 7-51 [,] and 7-52 with respect to  
405 the filing, content and issuance of birth certificates. A fetus born after a  
406 period of gestation of not less than twenty weeks in which there is no  
407 attempt at respiration, no action of heart and no movement of  
408 voluntary muscle, shall be recorded as a fetal death. A fetal death  
409 certificate shall be signed by a physician or, when no physician was in  
410 attendance, by the Chief Medical Examiner, Deputy Chief Medical  
411 Examiner, an associate medical examiner, or an authorized assistant  
412 medical examiner.

413 Sec. 19. Subparagraph (H)(xv) of subdivision (7) of subsection (c) of  
414 section 7-148 of the general statutes is repealed and the following is  
415 substituted in lieu thereof (*Effective from passage*):

416 (xv) Make and enforce regulations preventing housing blight,  
417 including regulations reducing assessments, provided such regulations  
418 define housing blight, and including regulations establishing a duty to  
419 maintain property and specifying standards to determine if there is  
420 neglect; prescribe fines for the violation of such regulations of not less  
421 than ten [nor] or more than one hundred dollars for each day that a  
422 violation continues and, if such fines are prescribed, such municipality  
423 shall adopt a citation hearing procedure in accordance with section 7-  
424 152c.

425 Sec. 20. Subsections (f) and (g) of section 8-23 of the general statutes  
426 is repealed and the following is substituted in lieu thereof (*Effective*  
427 *from passage*):

428 (f) A plan of conservation and development or any part thereof or  
429 amendment thereto prepared by the commission or any special  
430 committee shall be reviewed, and may be amended, by the  
431 commission prior to scheduling at least one public hearing on  
432 adoption. At least sixty-five days prior to the public hearing on  
433 adoption, the commission shall submit a copy of such plan or part

434 thereof or amendment thereto for review and comment to the  
435 legislative body. Such body may hold one or more hearings on the  
436 proposed plan and shall submit any comments to the commission  
437 prior to the public hearing on adoption. The failure of such body to  
438 report prior to or at the public hearing shall be taken as approval of the  
439 plan. At least sixty-five days prior to the public hearing on adoption,  
440 the commission shall submit a copy of such plan to the regional  
441 planning agency for review and comment. The regional planning  
442 agency shall report its comments to the commission at or before the  
443 hearing. The failure of the regional planning agency to report at or  
444 before the hearing shall be taken as approval of the plan. The report of  
445 the regional planning agency shall be advisory. Prior to the public  
446 hearing on adoption, the commission shall file in the office of the town  
447 clerk a copy of such plan or part thereof or amendment thereto but, in  
448 the case of a district commission, such commission shall file such  
449 information in the offices of both the district clerk and the town clerk.  
450 The commission shall cause to be published in a newspaper having a  
451 general circulation in the municipality, at least twice at intervals of not  
452 less than two days, the first not more than fifteen days [ , nor] or less  
453 than ten days, and the last not less than two days prior to the date of  
454 each such hearing, notice of the time and place of any such public  
455 hearing. Such notice shall make reference to the filing of such plan in  
456 the office of the town clerk, or both the district clerk and the town  
457 clerk, as the case may be.

458 (g) The commission may adopt the plan or any part thereof or  
459 amendment thereto by a single resolution or may, by successive  
460 resolutions, adopt parts of the plan and amendments thereto. Any  
461 plan, section of a plan or recommendation in the plan, not endorsed by  
462 the legislative body of the municipality may be adopted by the  
463 commission by a vote of not less than two-thirds of all the members of  
464 the commission. Upon adoption by the commission, any plan or part  
465 thereof or amendment thereto shall become effective at a time  
466 established by the commission, provided notice thereof shall be  
467 published in a newspaper having a general circulation in the

468 municipality prior to such effective date. Any plan or part thereof or  
469 amendment thereto shall be filed in the office of the town clerk, except  
470 that, if it is a district plan or amendment, it shall be filed in the offices  
471 of both the district and town [clerk] clerks.

472 Sec. 21. Subsection (a) of section 8-209a of the general statutes is  
473 repealed and the following is substituted in lieu thereof (*Effective from*  
474 *passage*):

475 (a) Notwithstanding [the provisions] any provision of the general  
476 statutes, any project that is eligible for state financial aid for demolition  
477 of buildings shall be eligible to apply for state financial aid under the  
478 same program such project was eligible for demolition for the costs of  
479 moving one or more buildings that are a part of such project from one  
480 location to another, provided (1) the subject buildings currently  
481 contain or will be renovated to contain one or more dwelling units per  
482 building, and (2) the total cost of relocating the subject buildings does  
483 not exceed by more than five per cent the total of all costs associated  
484 with the demolition of such buildings, including, but not limited to:  
485 The costs of preparing the buildings for [demolitions] demolition,  
486 including the costs of abatement of asbestos and other hazardous  
487 materials; the actual costs of taking the buildings down; the relocation  
488 of residents, including the costs of relocation assistance; utility  
489 relocation; environmental remediation after the buildings have been  
490 demolished; removal of the foundations; the filling of the site with  
491 clean fill; and any other costs associated with the demolition of the  
492 buildings or the return of the sites to a condition suitable for future  
493 development, provided any costs which would be incurred regardless  
494 of whether the subject buildings are moved or demolished shall not be  
495 included in such comparison in any way, and (3) the entity requesting  
496 state financial aid can demonstrate to the agency providing state  
497 financial aid the benefits to the neighborhood or municipality of  
498 preserving the character of the area by retaining the subject buildings.

499 Sec. 22. Subsection (d) of section 10a-77 of the general statutes is



500 repealed and the following is substituted in lieu thereof (*Effective from*  
501 *passage*):

502 (d) Said board of trustees shall waive the payment of tuition at any  
503 of the regional community-technical colleges (1) for any dependent  
504 child of a person whom the armed forces of the United States has  
505 declared to be missing in action or to have been a prisoner of war  
506 while serving in such armed forces after January 1, 1960, which child  
507 has been accepted for admission to such institution and is a resident of  
508 Connecticut at the time such child is accepted for admission to such  
509 institution, (2) for any veteran having served in time of war, as defined  
510 in subsection (a) of section 27-103, or who served in either a combat or  
511 combat support role in the invasion of Grenada, October 25, 1983, to  
512 December 15, 1983, the invasion of Panama, December 20, 1989, to  
513 January 31, 1990, or the peace-keeping mission in Lebanon, September  
514 29, 1982, to March 30, 1984, who has been accepted for admission to  
515 such institution and is a resident of Connecticut at the time such  
516 veteran is accepted for admission to such institution, (3) for any  
517 resident of Connecticut sixty-two years of age or older, provided, at  
518 the end of the regular registration period, there are enrolled in the  
519 course a sufficient number of students other than those persons  
520 eligible for waivers pursuant to this subdivision to offer the course in  
521 which such person intends to enroll and there is space available in  
522 such course after accommodating all such students, (4) for any student  
523 attending the Connecticut State Police Academy who is enrolled in a  
524 law enforcement program at said academy offered in coordination  
525 with a regional community-technical college which accredits courses  
526 taken in such program, (5) for any active member of the Connecticut  
527 Army or Air National Guard who (A) is a resident of Connecticut, (B)  
528 has been certified by the Adjutant General or such Adjutant General's  
529 designee as a member in good standing of the guard, and (C) is  
530 enrolled or accepted for admission to such institution on a full-time or  
531 part-time basis in an undergraduate degree-granting program, (6) for  
532 any dependent child of a (A) police officer, as defined in section 7-  
533 294a, or [a] supernumerary or auxiliary police officer, (B) firefighter, as

534 defined in section 7-323j, or member of a volunteer fire company, (C)  
 535 municipal employee, or (D) state employee, as defined in section 5-154,  
 536 killed in the line of duty, and (7) for any resident of the state who is a  
 537 dependent child or surviving spouse of a specified terrorist victim who  
 538 was a resident of this state. If any person who receives a tuition waiver  
 539 in accordance with the provisions of this subsection also receives  
 540 educational reimbursement from an employer, such waiver shall be  
 541 reduced by the amount of such educational reimbursement. Veterans  
 542 described in subdivision (2) of this subsection and members of the  
 543 National Guard described in subdivision (5) of this subsection shall be  
 544 given the same status as students not receiving tuition waivers in  
 545 registering for courses at regional community-technical colleges.

546 Sec. 23. Subsection (d) of section 10a-99 of the general statutes is  
 547 repealed and the following is substituted in lieu thereof (*Effective from*  
 548 *passage*):

549 (d) Said board shall waive the payment of tuition fees at the  
 550 Connecticut State University system (1) for any dependent child of a  
 551 person whom the armed forces of the United States has declared to be  
 552 missing in action or to have been a prisoner of war while serving in  
 553 such armed forces after January 1, 1960, which child has been accepted  
 554 for admission to such institution and is a resident of Connecticut at the  
 555 time such child is accepted for admission to such institution, (2) for  
 556 any veteran having served in time of war, as defined in subsection (a)  
 557 of section 27-103, or who served in either a combat or combat support  
 558 role in the invasion of Grenada, October 25, 1983, to December 15,  
 559 1983, the invasion of Panama, December 20, 1989, to January 31, 1990,  
 560 or the peace-keeping mission in Lebanon, September 29, 1982, to  
 561 March 30, 1984, who has been accepted for admission to such  
 562 institution and is a resident of Connecticut at the time such veteran is  
 563 accepted for admission to such institution, (3) for any resident of  
 564 Connecticut sixty-two years of age or older who has been accepted for  
 565 admission to such institution, provided (A) such person is enrolled in a  
 566 degree-granting program, or [ provided,] (B) at the end of the regular

567 registration period, there are enrolled in the course a sufficient number  
 568 of students other than those persons eligible for waivers pursuant to  
 569 this subdivision to offer the course in which such person intends to  
 570 enroll and there is space available in such course after accommodating  
 571 all such students, (4) for any student attending the Connecticut Police  
 572 Academy who is enrolled in a law enforcement program at said  
 573 academy offered in coordination with the university which accredits  
 574 courses taken in such program, (5) for any active member of the  
 575 Connecticut Army or Air National Guard who (A) is a resident of  
 576 Connecticut, (B) has been certified by the Adjutant General or such  
 577 Adjutant General's designee as a member in good standing of the  
 578 guard, and (C) is enrolled or accepted for admission to such institution  
 579 on a full-time or part-time basis in an undergraduate degree-granting  
 580 program, (6) for any dependent child of a (A) police officer, as defined  
 581 in section 7-294a, or [a] supernumerary or auxiliary police officer, (B)  
 582 firefighter, as defined in section 7-323j, or [a] member of a volunteer  
 583 fire company, (C) municipal employee, or (D) state employee, as  
 584 defined in section 5-154, killed in the line of duty, and (7) for any  
 585 resident of this state who is a dependent child or surviving spouse of a  
 586 specified terrorist victim who was a resident of the state. If any person  
 587 who receives a tuition waiver in accordance with the provisions of this  
 588 subsection also receives educational reimbursement from an employer,  
 589 such waiver shall be reduced by the amount of such educational  
 590 reimbursement. Veterans described in subdivision (2) of this  
 591 subsection and members of the National Guard described in  
 592 subdivision (5) of this subsection shall be given the same status as  
 593 students not receiving tuition waivers in registering for courses at  
 594 Connecticut state universities.

595 Sec. 24. Subsection (e) of section 10a-105 of the general statutes is  
 596 repealed and the following is substituted in lieu thereof (*Effective from*  
 597 *passage*):

598 (e) Said board of trustees shall waive the payment of tuition fees at  
 599 The University of Connecticut (1) for any dependent child of a person

600 whom the armed forces of the United States has declared to be missing  
601 in action or to have been a prisoner of war while serving in such armed  
602 forces after January 1, 1960, which child has been accepted for  
603 admission to The University of Connecticut and is a resident of  
604 Connecticut at the time such child is accepted for admission to [such]  
605 said institution, (2) for any veteran having served in time of war, as  
606 defined in subsection (a) of section 27-103, or who served in either a  
607 combat or combat support role in the invasion of Grenada, October 25,  
608 1983, to December 15, 1983, the invasion of Panama, December 20,  
609 1989, to January 31, 1990, or the peace-keeping mission in Lebanon,  
610 September 29, 1982, to March 30, 1984, who has been accepted for  
611 admission to said institution and is a resident of Connecticut at the  
612 time such veteran is accepted for admission to said institution, (3) for  
613 any resident of Connecticut sixty-two years of age or older who has  
614 been accepted for admission to said institution, provided (A) such  
615 person is enrolled in a degree-granting program, or [ provided,] (B) at  
616 the end of the regular registration period, there are enrolled in the  
617 course a sufficient number of students other than those persons  
618 eligible for waivers pursuant to this subdivision to offer the course in  
619 which such person intends to enroll and there is space available in  
620 such course after accommodating all such students, (4) for any active  
621 member of the Connecticut Army or Air National Guard who (A) is a  
622 resident of Connecticut, (B) has been certified by the Adjutant General  
623 or such Adjutant General's designee as a member in good standing of  
624 the guard, and (C) is enrolled or accepted for admission to [such] said  
625 institution on a full-time or part-time basis in an undergraduate  
626 degree-granting program, (5) for any dependent child of a (A) police  
627 officer, as defined in section 7-294a, or [a] supernumerary or auxiliary  
628 police officer, (B) firefighter, as defined in section 7-323j, or [a] member  
629 of a volunteer fire company, (C) municipal employee, or (D) state  
630 employee, as defined in section 5-154, killed in the line of duty, and (6)  
631 for any resident of the state who is the dependent child or surviving  
632 spouse of a specified terrorist victim who was a resident of the state. If  
633 any person who receives a tuition waiver in accordance with the

634 provisions of this subsection also receives educational reimbursement  
635 from an employer, such waiver shall be reduced by the amount of such  
636 educational reimbursement. Veterans described in subdivision (2) of  
637 this subsection and members of the National Guard described in  
638 subdivision (4) of this subsection shall be given the same status as  
639 students not receiving tuition waivers in registering for courses at The  
640 University of Connecticut.

641 Sec. 25. Subsection (b) of section 12-65b of the general statutes is  
642 repealed and the following is substituted in lieu thereof (*Effective from*  
643 *passage*):

644 (b) The provisions of subsection (a) of this section shall only apply if  
645 the improvements are for at least one of the following: (1) [For office]  
646 Office use; (2) [for] retail use; (3) [for] permanent residential use; (4)  
647 [for] transient residential use; (5) [for] manufacturing use; (6) [for]  
648 warehouse, storage or distribution use; (7) [for] structured multilevel  
649 parking use necessary in connection with a mass transit system; (8)  
650 [for] information technology; (9) [for] recreation facilities; or (10) [for]  
651 transportation facilities.

652 Sec. 26. Subsection (a) of section 14-15c of the general statutes is  
653 repealed and the following is substituted in lieu thereof (*Effective from*  
654 *passage*):

655 (a) Upon expiration of a motor vehicle rental contract between a  
656 lessee and a rental company, the rental company has the right to take  
657 possession of the rental motor vehicle pursuant to this section if: (1)  
658 The term of the expired rental contract was for thirty days or less; and  
659 (2) not less than seventy-two hours have elapsed from the time the  
660 vehicle should have been returned in accordance with the provisions  
661 of the rental contract, [and] during which time the lessee and the rental  
662 company did not agree to extend the rental contract. ["Lessee"] For the  
663 purposes of this section, "lessee" and "rental company" have the same  
664 meaning as provided in section 12-692 and "rental motor vehicle" has  
665 the same meaning as provided in section 14-15b.

666       Sec. 27. Subdivision (3) of subsection (f) of section 14-164c of the  
667       general statutes is repealed and the following is substituted in lieu  
668       thereof (*Effective from passage*):

669       (3) No such licensee may be appointed by the commissioner nor  
670       may any such licensee conduct any inspection unless the licensee has  
671       in its employ one or more certified emissions inspectors and repair  
672       technicians. Such inspectors and technicians shall conduct all  
673       inspections and related emissions repair work [.] and shall meet the  
674       training and certification requirements in 40 CFR Part 51.367 [.] and of  
675       the regulations adopted by the commissioner in accordance with this  
676       subsection.

677       Sec. 28. Subsection (g) of section 14-164c of the general statutes is  
678       repealed and the following is substituted in lieu thereof (*Effective from*  
679       *passage*):

680       (g) The independent contractor or contractors retained by the state  
681       in accordance with the provisions of subsection (e) of this section may  
682       conduct emissions inspections at one or more facilities owned or  
683       operated by a motor vehicle dealer or dealers, licensed in accordance  
684       with section 14-52. No such inspection facility located on the premises  
685       of a licensed dealer shall be operated without the prior approval of the  
686       commissioner. The operation of each such facility shall be subject to  
687       such procedures and requirements, to be followed by the contractor  
688       and the licensee, as may be prescribed by the terms and conditions of  
689       the contract entered into in accordance with the provisions of  
690       subsection (e) of this section, and in regulations as may be adopted by  
691       the commissioner in accordance with chapter 54. The state shall not be  
692       a party to, or assume or incur any liability of any kind under, any  
693       agreement entered into between the independent contractor and any  
694       dealer [.] in furtherance of the provisions of this subsection. The  
695       contract or contracts entered into by the state in accordance with the  
696       provisions of subsection (e) of this section shall provide for  
697       indemnification of the state with respect to the operation of any such

698 inspection facility located at a motor vehicle dealership, in the same  
699 manner and to the same extent as the operation of an official emissions  
700 inspection station.

701 Sec. 29. Subsection (a) of section 17a-4 of the general statutes is  
702 repealed and the following is substituted in lieu thereof (*Effective from*  
703 *passage*):

704 (a) There shall be a State Advisory Council on Children and  
705 Families which shall consist of seventeen members appointed by the  
706 Governor, including at least five persons who are child care  
707 professionals, one child psychiatrist licensed to practice medicine in  
708 this state and at least one attorney. The balance of the advisory council  
709 shall be representative of young persons, parents and others interested  
710 in the delivery of services to children and youth. No less than fifty per  
711 cent of the council's members shall be parents or family members of  
712 children who have received, or are receiving, behavioral health  
713 services, child welfare services or juvenile services and no more than  
714 half the members of the council shall be persons who receive income  
715 from a private practice or any public or private agency that delivers  
716 mental health, substance abuse, child abuse prevention and treatment,  
717 child welfare services or juvenile services. Members of the council shall  
718 serve without compensation, except for necessary expenses incurred in  
719 the performance of their duties. Members shall serve on the council for  
720 terms of two years each and no member shall serve for more than two  
721 consecutive terms. The commissioner shall be an ex-officio member of  
722 the council without vote and shall attend its meetings. Any member  
723 who fails to attend three consecutive meetings or fifty per cent of all  
724 meetings during any calendar year shall be deemed to have resigned.  
725 The council shall elect a chairperson and vice-chairperson to act in the  
726 chairperson's absence.

727 Sec. 30. Subsection (b) of section 17a-4a of the general statutes is  
728 repealed and the following is substituted in lieu thereof (*Effective from*  
729 *passage*):

730 (b) The Children's Behavioral Health Advisory Committee shall be  
731 composed of the following ex-officio voting members: (1) The  
732 Commissioner of Children and Families or the commissioner's  
733 designee; (2) the Commissioner of Social Services or the  
734 commissioner's designee; (3) the Executive Director of the Children's  
735 Health Council or said director's designee; (4) the Chief Court  
736 Administrator or said administrator's designee; (5) the Commissioner  
737 of Education or the commissioner's designee; (6) the Commissioner of  
738 Mental Health and Addiction Services or the commissioner's designee;  
739 (7) the Commissioner of Mental Retardation or the commissioner's  
740 designee; (8) the executive director of the Office of Protection and  
741 Advocacy for Persons with Disabilities or the director's designee; and  
742 the following public members: (A) Two members appointed by the  
743 Governor, one [member who] of whom shall be a parent of a child who  
744 receives behavioral health services and [the other] one of whom shall  
745 be a provider of behavioral health services; (B) [one member each] six  
746 members, one of whom shall be appointed by the president pro  
747 tempore of the Senate, one of whom shall be appointed by the speaker  
748 of the House of Representatives, one of whom shall be appointed by  
749 the majority leader of the Senate, one of whom shall be appointed by  
750 the majority leader of the House of Representatives, one of whom shall  
751 be appointed by the minority leader of the Senate and one of whom  
752 shall be appointed by the minority leader of the House of  
753 Representatives, and all of whom shall be knowledgeable on issues  
754 relative to children in need of behavioral health services and family  
755 supports; and (C) sixteen members appointed by the chairperson of the  
756 State Advisory Council on Children and Families. The membership of  
757 the advisory committee shall fairly and adequately represent parents  
758 of children who have a serious emotional disturbance. At least fifty-  
759 one per cent of the members of the advisory committee shall be  
760 persons who are parents or relatives of a child who has or had a  
761 serious emotional disturbance or persons who had a serious emotional  
762 disturbance as [a child] children and no more than half the members of  
763 the committee shall be persons who receive income from a private



764 practice or any public or private agency that delivers behavioral health  
765 services.

766 Sec. 31. Section 17a-18 of the general statutes is repealed and the  
767 following is substituted in lieu thereof (*Effective from passage*):

768 The Commissioner of Children and Families may accept and receive  
769 on behalf of the department or any institution or facility thereof, or on  
770 behalf of the Children's Trust Fund or the Parent Trust Fund  
771 established pursuant to section 17a-50, subject to section 4b-22, any  
772 bequest, devise or grant made to the department or to any institution  
773 or facility thereof, or to [such] the Children's Trust Fund or the Parent  
774 Trust Fund, and may hold and use such property for the purpose  
775 specified in such bequest, devise or gift.

776 Sec. 32. Subsection (a) of section 17a-22a of the general statutes is  
777 repealed and the following is substituted in lieu thereof (*Effective from*  
778 *passage*):

779 (a) The Commissioner of Social Services and the Commissioner of  
780 Children and Families shall, within available appropriations, develop  
781 and administer an integrated behavioral health service delivery system  
782 to be known as Connecticut Community KidCare. Said system shall  
783 provide services to children and youth with behavioral health needs  
784 who are in the custody of the Department of Children and Families,  
785 who are eligible to receive services from the HUSKY Plan, Part A or  
786 the federally subsidized portion of Part B, or receive services under the  
787 voluntary services program operated by the Department of Children  
788 and Families. All necessary changes to the IV-E, Title XIX and Title XXI  
789 state plans shall be made to maximize federal financial participation.  
790 The Commissioner of Social Services may amend the state Medicaid  
791 plan to facilitate the claiming of federal reimbursement for private  
792 nonmedical institutions as defined in the Social Security Act. The  
793 Commissioner of Social Services may implement policies and  
794 procedures necessary to provide reimbursement for the services  
795 provided by private nonmedical institutions, as defined in 42 CFR Part

796 434, while in the process of adopting such policies and procedures in  
797 regulation form, provided the commissioner prints notice of intention  
798 to adopt the regulations in the Connecticut Law Journal within twenty  
799 days of implementing such policies and procedures. Policies and  
800 procedures implemented pursuant to this subsection [.] shall be valid  
801 until the time such regulations are effective.

802 Sec. 33. Subsection (d) of section 17a-22a of the general statutes is  
803 repealed and the following is substituted in lieu thereof (*Effective from*  
804 *passage*):

805 (d) [Said commissioners] The Commissioner of Social Services and  
806 the Commissioner of Children and Families shall enter into a  
807 memorandum of understanding for the purpose of the joint  
808 administration of Connecticut Community KidCare. Such  
809 memorandum of understanding shall establish mechanisms to  
810 administer funding for, establish standards for [.] and monitor  
811 implementation of [.] Connecticut Community KidCare and specify  
812 that (1) the Department of Social Services, which is the agency  
813 designated as the single state agency for the administration of the  
814 Medicaid program pursuant to Title XIX of the Social Security Act and  
815 is the agency responsible for the administration of the HUSKY Plan,  
816 Part B under Title XXI of the Social Security Act, manage all Medicaid  
817 and HUSKY Plan modifications, waiver amendments, federal  
818 reporting and claims processing and provide financial management,  
819 and (2) the Department of Children and Families, which is the state  
820 agency responsible for administering and evaluating a comprehensive  
821 and integrated state-wide program of services for children and youth  
822 with behavioral health needs, define the services to be included in the  
823 continuum of care and develop state-wide training programs for  
824 providers, families and other persons.

825 Sec. 34. Section 17a-22d of the general statutes is repealed and the  
826 following is substituted in lieu thereof (*Effective from passage*):

827 The Commissioner of Children and Families may, within available

828 appropriations, provide financial assistance for the establishment of an  
829 organization, with local chapters in each region served by the  
830 Department of Children and Families, that shall provide family-to-  
831 family support and family advocates for children, youth and their  
832 families, and when requested by the family, assist the family with the  
833 individual service plan process and otherwise encourage active family  
834 participation in treatment and Connecticut Community KidCare  
835 planning. Such organization shall assure that families have input into  
836 the development and implementation of their individual service plans,  
837 including those established pursuant to section 17a-127, and into  
838 policy and planning for, and the implementation and evaluation of,  
839 Connecticut Community KidCare.

840 Sec. 35. Subsection (a) of section 17a-50 of the general statutes is  
841 repealed and the following is substituted in lieu thereof (*Effective from*  
842 *passage*):

843 (a) There is established a Children's Trust Fund, the resources of  
844 which shall be used by the council established pursuant to subsection  
845 (b) of this section [ ] to fund programs aimed at preventing child abuse  
846 and neglect and family resource programs. Said fund is intended to be  
847 in addition to those resources that would otherwise be appropriated  
848 by the state for programs aimed at preventing child abuse and neglect  
849 and family resource programs. The Children's Trust Fund Council may  
850 apply for and accept any federal funds which are available for a  
851 Children's Trust Fund and shall administer such funds in the manner  
852 required by federal law. The fund shall receive money from grants and  
853 gifts made pursuant to section 17a-18. The Children's Trust Fund  
854 Council shall adopt regulations, in accordance with the provisions of  
855 chapter 54, to administer the fund and to set eligibility requirements  
856 for programs seeking funding. Youth service bureaus may receive  
857 funds from the Children's Trust Fund. The Parent Trust Fund,  
858 established pursuant to subsection (c) of this section, may receive  
859 funds directed to it through the Children's Trust Fund.

860       Sec. 36. Subsection (b) of section 17a-460c of the general statutes is  
861       repealed and the following is substituted in lieu thereof (*Effective from*  
862       *passage*):

863       (b) The agreements and other contractual arrangements identified in  
864       subsection (a) of this section may include plans and arrangements  
865       certified by the Department of Social Services, the Department of  
866       Mental Health and Addiction Services, or the federal [Health Care  
867       Financing Administration] Centers for Medicare and Medicaid  
868       Services, to provide services to Medicaid, Medicare, general assistance,  
869       Department of Mental Health and Addiction Services or [Health Care  
870       Financing Administration] Centers for Medicare and Medicaid  
871       Services beneficiaries, as well as private plans and arrangements  
872       satisfactory to the commissioner.

873       Sec. 37. Section 17b-28d of the general statutes is repealed and the  
874       following is substituted in lieu thereof (*Effective from passage*):

875       The Commissioner of Social Services, in consultation with the  
876       Commissioner of Education, shall submit to the [Health Care  
877       Financing Administration] Centers for Medicare and Medicaid  
878       Services an amendment to the state Medicaid plan required by Title  
879       XIX of the Social Security Act to enhance federal financial participation  
880       for Medicaid services provided to Medicaid enrolled children  
881       requiring special education pursuant to an individualized education  
882       plan. The amendment shall propose (1) the establishment of either a  
883       simplified cost-based or fixed fee method of determining state  
884       expenditures for eligible Medicaid services provided to such children,  
885       and (2) the replacement of the annual activity cost reports for all  
886       school-based child health services provided to such children. Any  
887       fixed fee established by the Department of Social Services shall be a per  
888       diem or monthly rate per child and shall reflect reimbursable  
889       administrative expenses.

890       Sec. 38. Subsection (b) of section 17b-104 of the general statutes is  
891       repealed and the following is substituted in lieu thereof (*Effective from*

892 *passage*):

893 (b) On July 1, 1988, and annually thereafter, the commissioner shall  
 894 increase the payment standards over [that] those of the previous fiscal  
 895 year under the aid to families with dependent children program,  
 896 temporary family assistance program, the state-administered general  
 897 assistance program and for the general assistance program by the  
 898 percentage increase, if any, in the most recent calendar year average in  
 899 the consumer price index for urban consumers over the average for the  
 900 previous calendar year, provided the annual increase, if any, shall not  
 901 exceed five per cent, except that the payment standards for the fiscal  
 902 years ending June 30, 1992, June 30, 1993, June 30, 1994, June 30, 1995,  
 903 June 30, 1996, June 30, 1997, June 30, 1998, June 30, 1999, June 30, 2000,  
 904 June 30, 2001, June 30, 2002, and June 30, 2003, shall not be increased.  
 905 On January 1, 1994, the payment standards shall be equal to the  
 906 standards of need in effect July 1, 1993.

907 Sec. 39. Subsection (b) of section 17b-112e of the general statutes is  
 908 repealed and the following is substituted in lieu thereof (*Effective from*  
 909 *passage*):

910 (b) Said safety net shall consist of services provided through the  
 911 existing community service delivery network with additional  
 912 resources provided by the Department of Social Services. Services shall  
 913 be provided in-kind or through vendor or voucher payment. Services  
 914 may include the following: (1) Food, shelter, clothing and employment  
 915 assistance; (2) eviction prevention; (3) intensive case management; (4)  
 916 continuous monitoring for child abuse or neglect; and (5) for families  
 917 at risk of losing benefits under the temporary family assistance  
 918 program, individual performance contracts [ ] that shall be  
 919 administered by the Labor Department and that require job training,  
 920 job searching, volunteer work, participation in parenting programs or  
 921 counseling or any other requirements deemed necessary by the Labor  
 922 Commissioner.

923 Sec. 40. Subsection (a) of section 17b-253 of the general statutes is

924 repealed and the following is substituted in lieu thereof (*Effective from*  
925 *passage*):

926 (a) The Department of Social Services shall seek appropriate  
927 amendments to its Medicaid regulations and state plan to allow  
928 protection of resources and income pursuant to section 17b-252. Such  
929 protection shall be provided, to the extent approved by the federal  
930 [Health Care Financing Administration] Centers for Medicare and  
931 Medicaid Services, for any purchaser of a precertified long-term care  
932 policy and shall last for the life of the purchaser. Such protection shall  
933 be provided under the Medicaid program or its successor program.  
934 Any purchaser of a precertified long-term care policy shall be  
935 guaranteed coverage under the Medicaid program or its successor  
936 program, to the extent the individual meets all applicable eligibility  
937 requirements for the Medicaid program or its successor program. Until  
938 such time as eligibility requirements are prescribed for Medicaid's  
939 successor program, for the purposes of this subsection, the applicable  
940 eligibility requirements shall be the Medicaid program's requirements  
941 as of the date its successor program was enacted. The Department of  
942 Social Services shall count insurance benefit payments toward resource  
943 exclusion to the extent such payments (1) are for services paid for by a  
944 precertified long-term care policy; (2) are for the lower of the actual  
945 charge and the amount paid by the insurance company; (3) are for  
946 nursing home care, or formal services delivered to insureds in the  
947 community as part of a care plan approved by an access agency  
948 approved by the Office of Policy and Management and the  
949 Department of Social Services as meeting the requirements for such  
950 agency as defined in regulations adopted pursuant to subsection (e) of  
951 section 17b-342; and (4) are for services provided after the individual  
952 meets the coverage requirements for long-term care benefits  
953 established by the Department of Social Services for this program. The  
954 Commissioner of Social Services shall adopt regulations, in accordance  
955 with chapter 54, to implement the provisions of this subsection and  
956 sections 17b-251, 17b-252, 17b-254 and 38a-475 relating to determining  
957 eligibility of applicants for Medicaid, or its successor program, and the

958 coverage requirements for long-term care benefits.

959 Sec. 41. Subsection (a) of section 17b-281a of the general statutes is  
960 repealed and the following is substituted in lieu thereof (*Effective from*  
961 *passage*):

962 (a) The Commissioner of Social Services shall extend the procedure  
963 in effect on October 1, 1998, for the preauthorization of the purchase or  
964 rental of new durable medical equipment and modification or repair of  
965 existing equipment to include services provided to Medicaid recipients  
966 who are also recipients of Medicare. The commissioner may enter into  
967 any necessary agreements with the [Health Care Financing  
968 Administration] Centers for Medicare and Medicaid Services to ensure  
969 the coordination of authorization and payment for durable medical  
970 equipment for such recipients.

971 Sec. 42. Section 17b-291 of the general statutes is repealed and the  
972 following is substituted in lieu thereof (*Effective from passage*):

973 The commissioner shall submit a state children's health insurance  
974 plan to implement the provisions of sections 17b-289 to 17b-303,  
975 inclusive, and section 16 of public act 97-1 of the October 29 special  
976 session\* to the [Health Care Financing Administration] Centers for  
977 Medicare and Medicaid Services in accordance with the provisions of  
978 Subtitle J of Public Law 105-33. Such plan and any revisions thereto  
979 shall be submitted to the joint standing committees of the General  
980 Assembly having cognizance of matters relating to human services,  
981 public health, insurance and appropriations and the budgets of state  
982 agencies. Within thirty days of receipt of such plan or revisions  
983 thereto, said joint standing committees of the General Assembly may  
984 advise the commissioner of their approval, denial or modifications, if  
985 any, of the plan or any revisions thereto. If the joint standing  
986 committees do not concur, the committee chairmen shall appoint a  
987 committee on conference which shall be comprised of three members  
988 from each joint standing committee. At least one member appointed  
989 from each committee shall be a member of the minority party. The

990 report of the committee on conference shall be made to each  
991 committee, which shall vote to accept or reject the report. The report of  
992 the committee on conference may not be amended. If a joint standing  
993 committee rejects the report of the committee on conference, the plan  
994 or revisions thereto shall be deemed approved. If the joint standing  
995 committees accept the report, the committee having cognizance of  
996 matters relating to appropriations and the budgets of state agencies  
997 shall advise the commissioner of their approval or modifications, if  
998 any, of the plan or revisions thereto, provided if the committees do not  
999 act within thirty days, the plan or revisions thereto shall be deemed  
1000 approved.

1001 Sec. 43. Subsection (a) of section 17b-297b of the general statutes is  
1002 repealed and the following is substituted in lieu thereof (*Effective from*  
1003 *passage*):

1004 (a) To the extent permitted by federal law, the Commissioners of  
1005 Social Services and Education shall jointly establish procedures for the  
1006 sharing of information contained in applications for free and reduced  
1007 price meals under the National School Lunch Program for the purpose  
1008 of determining whether children participating in [such] said program  
1009 are eligible for coverage under the HUSKY Plan, Part A and Part B.  
1010 The Commissioner of Social Services shall take all actions necessary to  
1011 ensure that children identified as eligible for the HUSKY Plan are able  
1012 to enroll in [such] said plan.

1013 Sec. 44. Subsection (b) of section 17b-337 of the general statutes is  
1014 repealed and the following is substituted in lieu thereof (*Effective from*  
1015 *passage*):

1016 (b) The Long-Term Care Planning Committee shall, within available  
1017 appropriations, study issues relative to long-term care including, but  
1018 not limited to, the case-mix system of Medicaid reimbursement,  
1019 community-based service options, access to long-term care and  
1020 geriatric psychiatric services. [Such] The committee shall evaluate  
1021 issues relative to long-term care in light of the United States Supreme



1022 Court decision, *Olmstead v. L.C.*, 119 S. Ct. 2176 (1999), requiring  
1023 states to place persons with disabilities in community settings rather  
1024 than in institutions when such placement is appropriate, the transfer to  
1025 a less restrictive setting is not opposed by such persons and such  
1026 placement can be reasonably accommodated.

1027 Sec. 45. Subsections (g) and (h) of section 17b-340 of the general  
1028 statutes is repealed and the following is substituted in lieu thereof  
1029 (*Effective from passage*):

1030 (g) For the fiscal year ending June 30, 1993, any intermediate care  
1031 facility for the mentally retarded with an operating cost component of  
1032 its rate in excess of one hundred forty per cent of the median of  
1033 operating cost components of rates in effect January 1, 1992, shall not  
1034 receive an operating cost component increase. For the fiscal year  
1035 ending June 30, 1993, any intermediate care facility for the mentally  
1036 retarded with an operating cost component of its rate that is less than  
1037 one hundred forty per cent of the median of operating cost  
1038 components of rates in effect January 1, 1992, shall have an allowance  
1039 for real wage growth equal to thirty per cent of the increase  
1040 determined in accordance with subsection (q) of section 17-311-52 of  
1041 the regulations of Connecticut state agencies, provided such operating  
1042 cost component shall not exceed one hundred forty per cent of the  
1043 median of operating cost components in effect January 1, 1992. Any  
1044 facility with real property other than land placed in service prior to  
1045 October 1, 1991, shall, for the fiscal year ending June 30, 1995, receive a  
1046 rate of return on real property equal to the average of the rates of  
1047 return applied to real property other than land placed in service for the  
1048 five years preceding October 1, 1993. For the fiscal year ending June 30,  
1049 1996, and any succeeding fiscal year, the rate of return on real property  
1050 for property items shall be revised every five years. The commissioner  
1051 shall, upon submission of a request, allow actual debt service,  
1052 comprised of principal and interest, in excess of property costs allowed  
1053 pursuant to section 17-311-52 of the regulations of Connecticut state  
1054 agencies, provided such debt service terms and amounts are

1055 reasonable in relation to the useful life and the base value of the  
1056 property. For the fiscal year ending June 30, 1995, and any succeeding  
1057 fiscal year, the inflation adjustment made in accordance with  
1058 subsection (p) of section 17-311-52 of the regulations of Connecticut  
1059 state agencies [,] shall not be applied to real property costs. For the  
1060 fiscal year ending June 30, 1996, and any succeeding fiscal year, the  
1061 allowance for real wage growth, as determined in accordance with  
1062 subsection (q) of section 17-311-52 of the regulations of Connecticut  
1063 state agencies, shall not be applied. For the fiscal year ending June 30,  
1064 1996, and any succeeding fiscal year, no rate shall exceed three  
1065 hundred seventy-five dollars per day unless the commissioner, in  
1066 consultation with the Commissioner of Mental Retardation,  
1067 determines after a review of program and management costs, that a  
1068 rate in excess of this amount is necessary for care and treatment of  
1069 facility residents. For the fiscal year ending June 30, 2002, rate period,  
1070 the Commissioner of Social Services shall increase the inflation  
1071 adjustment for rates made in accordance with subsection (p) of section  
1072 17-311-52 of the regulations of Connecticut state agencies to update  
1073 allowable fiscal year 2000 costs to include a three and one-half per cent  
1074 inflation factor. For the fiscal year ending June 30, 2003, rate period, the  
1075 commissioner shall increase the inflation adjustment for rates made in  
1076 accordance with subsection (p) of section 17-311-52 of the regulations  
1077 of Connecticut state agencies to update allowable fiscal year 2001 costs  
1078 to include a one and one-half per cent inflation factor, except that such  
1079 increase shall be effective November 1, 2002, and such facility rate in  
1080 effect for the fiscal year ending June 30, 2002, shall be paid for services  
1081 provided until October 31, 2002, except any facility that would have  
1082 been issued a lower rate effective July 1, 2002, than for the fiscal year  
1083 ending June 30, 2002, due to interim rate status or agreement with the  
1084 department shall be issued such lower rate effective July 1, 2002, and  
1085 have such rate updated effective November 1, 2002, in accordance with  
1086 applicable statutes and regulations.

1087 (h) For the fiscal year ending June 30, 1993, any residential care  
1088 home with an operating cost component of its rate in excess of one

1089 hundred thirty per cent of the median of operating cost components of  
1090 rates in effect January 1, 1992, shall not receive an operating cost  
1091 component increase. For the fiscal year ending June 30, 1993, any  
1092 residential care home with an operating cost component of its rate that  
1093 is less than one hundred thirty per cent of the median of operating cost  
1094 components of rates in effect January 1, 1992, shall have an allowance  
1095 for real wage growth equal to sixty-five per cent of the increase  
1096 determined in accordance with subsection (q) of section 17-311-52 of  
1097 the regulations of Connecticut state agencies, provided such operating  
1098 cost component shall not exceed one hundred thirty per cent of the  
1099 median of operating cost components in effect January 1, 1992.  
1100 Beginning with the fiscal year ending June 30, 1993, for the purpose of  
1101 determining allowable fair rent, a residential care home with allowable  
1102 fair rent less than the twenty-fifth percentile of the state-wide  
1103 allowable fair rent shall be reimbursed as having allowable fair rent  
1104 equal to the twenty-fifth percentile of the state-wide allowable fair  
1105 rent. Beginning with the fiscal year ending June 30, 1997, a residential  
1106 care home with allowable fair rent less than three dollars and ten cents  
1107 per day shall be reimbursed as having allowable fair rent equal to  
1108 three dollars and ten cents per day. Property additions placed in  
1109 service during the cost year ending September 30, 1996, or any  
1110 succeeding cost year shall receive a fair rent allowance for such  
1111 additions as an addition to three dollars and ten cents per day if the  
1112 fair rent for the facility for property placed in service prior to  
1113 September 30, 1995, is less than or equal to three dollars and ten cents  
1114 per day. For the fiscal year ending June 30, 1996, and any succeeding  
1115 fiscal year, the allowance for real wage growth, as determined in  
1116 accordance with subsection (q) of section 17-311-52 of the regulations  
1117 of Connecticut state agencies, shall not be applied. For the fiscal year  
1118 ending June 30, 1996, and any succeeding fiscal year, the inflation  
1119 adjustment made in accordance with subsection (p) of section  
1120 17-311-52 of the regulations of Connecticut state agencies shall not be  
1121 applied to real property costs. Beginning with the fiscal year ending  
1122 June 30, 1997, minimum allowable patient days for rate computation

1123 purposes for a residential care home with twenty-five beds or less shall  
 1124 be eighty-five per cent of licensed capacity. Beginning with the fiscal  
 1125 year ending June 30, 2002, for the purposes of determining the  
 1126 allowable salary of an administrator of a residential care home with  
 1127 sixty beds or less the department shall revise the allowable base salary  
 1128 to thirty-seven thousand dollars to be annually inflated thereafter in  
 1129 accordance with section 17-311-52 of the regulations of Connecticut  
 1130 state agencies. The rates for the fiscal year ending June 30, 2002, shall  
 1131 be based upon the increased allowable salary of an administrator,  
 1132 regardless of whether such amount was expended in the 2000 cost  
 1133 report period upon which the rates are based. Beginning with the fiscal  
 1134 year ending June 30, 2000, the inflation adjustment for rates made in  
 1135 accordance with subsection (p) of section 17-311-52 of the regulations  
 1136 of Connecticut state agencies shall be increased by two per cent, and  
 1137 beginning with the fiscal year ending June 30, 2002, the inflation  
 1138 adjustment for rates made in accordance with subsection (c) of said  
 1139 section shall be increased by one per cent. Beginning with the fiscal  
 1140 year ending June 30, 1999, for the purpose of determining the  
 1141 allowable salary of a related party, the department shall revise the  
 1142 maximum salary to twenty-seven thousand eight hundred fifty-six  
 1143 dollars to be annually inflated thereafter in accordance with section  
 1144 17-311-52 of the regulations of Connecticut state agencies and  
 1145 beginning with the fiscal year ending June 30, 2001, such allowable  
 1146 salary shall be computed on an hourly basis and the maximum  
 1147 number of hours allowed for a related party other than the proprietor  
 1148 shall be increased from forty hours to forty-eight hours per work week.

1149 Sec. 46. Subdivision (3) of subsection (a) of section 17b-427 of the  
 1150 general statutes is repealed and the following is substituted in lieu  
 1151 thereof (*Effective from passage*):

1152 (3) "Medicare organization" means any corporate entity or other  
 1153 organization or group that contracts with the federal [Health Care  
 1154 Financing Administration] Centers for Medicare and Medicaid  
 1155 Services to provide health care services to Medicare beneficiaries in

1156 this state as an alternative to the traditional Medicare fee-for-service  
1157 plan.

1158 Sec. 47. Subsection (b) of section 17b-529 of the general statutes is  
1159 repealed and the following is substituted in lieu thereof (*Effective from*  
1160 *passage*):

1161 (b) Liability under this section for any violation, misstatement or  
1162 omission exists only if the provider or person liable knew or should  
1163 have known of the violation, [the] misstatement or omission.

1164 Sec. 48. Subsection (e) of section 19a-42 of the general statutes is  
1165 repealed and the following is substituted in lieu thereof (*Effective from*  
1166 *passage*):

1167 (e) When the parent or parents of a child [requests] request the  
1168 amendment of the child's birth certificate to reflect a new mother's  
1169 name because the name on the original certificate is fictitious, such  
1170 parent or parents shall obtain an order of a court of competent  
1171 jurisdiction declaring the putative mother to be the child's mother.  
1172 Upon receipt of a certified copy of such order, the department shall  
1173 amend the child's birth certificate to reflect the mother's true name.

1174 Sec. 49. Section 19a-670a of the general statutes is repealed and the  
1175 following is substituted in lieu thereof (*Effective from passage*):

1176 The Department of Social Services shall promptly apply to the  
1177 federal [Health Care Financing Administration] Centers for Medicare  
1178 and Medicaid Services for any necessary federal approval or a federal  
1179 determination that no such approval is needed with respect to the  
1180 provisions of sections 12-263a and 19a-670.

1181 Sec. 50. Section 20-278 of the general statutes is repealed and the  
1182 following is substituted in lieu thereof (*Effective from passage*):

1183 No person shall: (1) Buy, sell or fraudulently obtain or furnish any  
1184 diploma, certificate, license, record or registration purporting to show

1185 that any person is qualified or authorized to practice electrology, or  
 1186 participate in any such act; (2) practice or attempt or offer to practice  
 1187 electrology under cover of any diploma, certificate, license, record or  
 1188 registration illegally or fraudulently obtained or signed, or issued  
 1189 unlawfully or under fraudulent representation or mistake of fact in a  
 1190 material regard; (3) practice or attempt or offer to practice electrology  
 1191 under a name other than such person's own name or under a false or  
 1192 assumed name; (4) aid or abet practice by a person not lawfully  
 1193 licensed to practice electrology within this state or by a person whose  
 1194 license to practice has been suspended or revoked; or (5) use in such  
 1195 person's advertising the word "electrologist" or any description of  
 1196 services involving permanent hair removal, without having obtained a  
 1197 license under the provisions of this chapter. No person shall, during  
 1198 the time such person's license is revoked or suspended, practice or  
 1199 attempt or offer or advertise to practice electrology or be employed by,  
 1200 work with or assist, in any way, any person licensed to practice  
 1201 electrology. Any person who violates any provision of this section  
 1202 shall be fined not more than one hundred dollars or imprisoned not  
 1203 more than thirty days, or both.

1204 Sec. 51. Subsection (b) of section 20-340b of the general statutes is  
 1205 repealed and the following is substituted in lieu thereof (*Effective from*  
 1206 *passage*):

1207 (b) Notwithstanding any [provisions] provision of this chapter [,] to  
 1208 the contrary, a public service technician may be issued a certificate of  
 1209 registration by the Department of Consumer Protection, upon  
 1210 authorization of the Electrical Work Board, in lieu of any license which  
 1211 otherwise might be required under this chapter, which shall entitle the  
 1212 holder of such certificate to perform telecommunications electrical  
 1213 work only as provided in this section, provided the public service  
 1214 company, certified telecommunications provider or affiliate which  
 1215 employs the public service technician certifies to the Electrical Work  
 1216 Board that the employee has obtained such training and experience  
 1217 deemed necessary by the public service company, certified

1218 telecommunications provider or affiliate to perform  
1219 telecommunications electrical work included in such employee's job  
1220 functions.

1221 Sec. 52. Subsection (k) of section 20-340b of the general statutes is  
1222 repealed and the following is substituted in lieu thereof (*Effective from*  
1223 *passage*):

1224 (k) In lieu of displaying a contractor's license number pursuant to  
1225 section 20-334, each public service company, certified  
1226 telecommunications provider or affiliate authorized pursuant to this  
1227 section to employ registered public service technicians shall display its  
1228 name, logo or other trademark which clearly identifies the company or  
1229 provider on all commercial vehicles used in its business and in a  
1230 conspicuous manner on all printed advertisements, bid proposals,  
1231 contracts [,] and invoices and on all stationery used in its business.

1232 Sec. 53. Subsection (d) of section 20-357m of the general statutes is  
1233 repealed and the following is substituted in lieu thereof (*Effective from*  
1234 *passage*):

1235 (d) The commissioner shall issue a telecommunications  
1236 infrastructure layout technician license to any individual who: (1)  
1237 Completes a college level program or other program of instruction  
1238 approved by the Department of Consumer Protection that assures  
1239 industry standards in telecommunications infrastructure design; (2)  
1240 submits an application pursuant to subsection (c) of this section  
1241 deemed acceptable by the Commissioner of Consumer Protection; and  
1242 (3) at the time of application, has held for not less than five years and  
1243 continues to hold a valid unlimited or limited electrical license issued  
1244 under the Electrical Work Board [,] or a public service technician  
1245 certificate of registration issued pursuant to section 20-340b, or has  
1246 other equivalent experience and training as required for an electrical  
1247 license, as determined by the commissioner. A license issued pursuant  
1248 to this subsection is nontransferable. The fee for a telecommunications  
1249 infrastructure layout technician license is two hundred fifty dollars.

1250 Such license shall be renewed biennially and the renewal fee is two  
1251 hundred fifty dollars.

1252 Sec. 54. Subsection (b) of section 20-417b of the general statutes is  
1253 repealed and the following is substituted in lieu thereof (*Effective from*  
1254 *passage*):

1255 (b) Any person seeking a certificate of registration shall apply to the  
1256 commissioner, in writing, on a form provided by the commissioner.  
1257 The application shall include (1) the applicant's name, business street  
1258 address [ ] and business telephone number, (2) the identity of the  
1259 insurer that provides the applicant with insurance coverage for  
1260 liability, (3) if such applicant is required by any provision of the  
1261 general statutes to have workers' compensation coverage, the identity  
1262 of the insurer that provides the applicant with such workers'  
1263 compensation coverage, and (4) if such applicant is required by any  
1264 provision of the general statutes to have an agent for service of  
1265 process, the name and address of such agent. Each such application  
1266 shall be accompanied by a fee of one hundred twenty dollars, except  
1267 that no such application fee shall be required if such person has paid  
1268 the registration fee required under section 20-421 during any year in  
1269 which such person's registration as a new home construction  
1270 contractor would be valid.

1271 Sec. 55. Subdivision (7) of section 21a-7 of the general statutes is  
1272 repealed and the following is substituted in lieu thereof (*Effective from*  
1273 *passage*):

1274 (7) In addition to any other action permitted under the general  
1275 statutes, each board or commission may upon a finding of any cause  
1276 specified in subsection (c) of section 21a-9: (A) Revoke or suspend a  
1277 license, registration or certificate; (B) issue a letter of reprimand to a  
1278 practitioner and send a copy of such letter to a complainant or to a  
1279 state or local official; (C) place a practitioner on probationary status  
1280 and require the practitioner to (i) report regularly to the board or  
1281 commission on the matter which is the basis for probation, (ii) limit the



1282 practitioner's practice to areas prescribed by the board or commission,  
1283 or [, to] (iii) continue or renew the practitioner's education until the  
1284 practitioner has attained a satisfactory level of competence in any area  
1285 which is the basis for probation. Each board or commission may  
1286 discontinue, suspend or rescind any action taken under this  
1287 subsection.

1288 Sec. 56. Subsection (f) of section 22a-63 of the general statutes is  
1289 repealed and the following is substituted in lieu thereof (*Effective from*  
1290 *passage*):

1291 (f) Any person who is not certified as a commercial applicator who  
1292 performs or advertises or solicits to perform commercial application of  
1293 a pesticide, or any person possessing an operational certificate for  
1294 commercial application under section 22a-54 who performs or  
1295 advertises or solicits to perform any activity requiring a supervisory  
1296 certificate for commercial application shall be assessed a civil penalty  
1297 in an amount not less than one thousand dollars [nor] or more than  
1298 two thousand dollars for each day such violation continues. For any  
1299 subsequent violation, such penalty shall be not more than five  
1300 thousand dollars. The Attorney General, upon complaint of the  
1301 commissioner, may institute a civil action to recover such penalty in  
1302 the superior court for the judicial district of Hartford. Any penalties  
1303 collected under this subsection shall be deposited in the  
1304 Environmental Quality Fund established under section 22a-27g and  
1305 shall be used by the commissioner to carry out the purposes of this  
1306 section.

1307 Sec. 57. Subsection (d) of section 22a-120 of the general statutes is  
1308 repealed and the following is substituted in lieu thereof (*Effective from*  
1309 *passage*):

1310 (d) The assistant attorney general or the special assistant attorney  
1311 general appointed pursuant to subsection [(c)] (d) of section 16-50n  
1312 shall have supervision of legal matters concerning the council.

1313       Sec. 58. Subdivision (1) of section 22a-134 of the general statutes is  
1314       repealed and the following is substituted in lieu thereof (*Effective from*  
1315       *passage*):

1316       (1) "Transfer of establishment" means any transaction or proceeding  
1317       through which an establishment undergoes a change in ownership, but  
1318       does not mean (A) conveyance or extinguishment of an easement, (B)  
1319       conveyance of an establishment through a foreclosure, as defined in  
1320       subsection (b) of section 22a-452f, (C) conveyance of a deed in lieu of  
1321       foreclosure to a lender, as defined in and that qualifies for the secured  
1322       lender exemption pursuant to subsection (b) of section 22a-452f, (D)  
1323       conveyance of a security interest, as defined in subdivision (7) of  
1324       subsection (b) of section 22a-452f, (E) termination of a lease and  
1325       conveyance, assignment or execution of a lease for a period less than  
1326       ninety-nine years including conveyance, assignment or execution of a  
1327       lease with options or similar terms that will extend the period of the  
1328       leasehold to ninety-nine years, or from the commencement of the  
1329       leasehold, ninety-nine years, including conveyance, assignment or  
1330       execution of a lease with options or similar terms that will extend the  
1331       period of the leasehold to ninety-nine years, or from the [commence]  
1332       commencement of the leasehold, (F) any change in ownership  
1333       approved by the Probate Court, (G) devolution of title to a surviving  
1334       joint tenant, or to a trustee, executor [L] or administrator under the  
1335       terms of a testamentary trust or will, or by intestate succession, (H)  
1336       corporate reorganization not substantially affecting the ownership of  
1337       the establishment, (I) the issuance of stock or other securities of an  
1338       entity which owns or operates an establishment, (J) the transfer of  
1339       stock, securities or other ownership interests representing less than  
1340       forty per cent of the ownership of the entity that owns or operates the  
1341       establishment, (K) any conveyance of an interest in an establishment  
1342       where the transferor is the sibling, spouse, child, parent, grandparent,  
1343       child of a sibling or sibling of a parent of the transferee, (L) conveyance  
1344       of an interest in an establishment to a trustee of an inter vivos trust  
1345       created by the transferor solely for the benefit of one or more [of the]  
1346       sibling, spouse, child, parent, grandchild, child of a sibling or sibling of

1347 a parent of the transferor, (M) any conveyance of a portion of a parcel  
 1348 upon which portion no establishment is or has been located and upon  
 1349 which there has not occurred a discharge, spillage, uncontrolled loss,  
 1350 seepage or filtration of hazardous waste, provided either the area of  
 1351 such portion is not greater than fifty per cent of the area of such parcel  
 1352 or written notice of such proposed conveyance and an environmental  
 1353 condition assessment form for such parcel is provided to the  
 1354 commissioner sixty days prior to such conveyance, (N) conveyance of  
 1355 a service station, as defined in subdivision (5) of this section, (O) any  
 1356 conveyance of an establishment which, prior to July 1, 1997, had been  
 1357 developed solely for residential use and such use has not changed, (P)  
 1358 any conveyance of an establishment to any entity created or operating  
 1359 under chapter 130 or 132, or to an urban rehabilitation agency, as  
 1360 defined in section 8-292, or to a municipality under section 32-224, or  
 1361 to the Connecticut Development Authority or any subsidiary of the  
 1362 authority, (Q) any conveyance of a parcel in connection with the  
 1363 acquisition of properties to effectuate the development of the overall  
 1364 project, as defined in section 32-651, (R) the conversion of a general or  
 1365 limited partnership to a limited liability company under section 34-199,  
 1366 (S) the transfer of general partnership property held in the names of all  
 1367 of its general partners to a general partnership which includes as  
 1368 general partners immediately after the transfer all of the same persons  
 1369 as were general partners immediately prior to the transfer, (T) the  
 1370 transfer of general partnership property held in the names of all of its  
 1371 general partners to a limited liability company which includes as  
 1372 members immediately after the transfer all of the same persons as were  
 1373 general partners immediately prior to the transfer, or (U) acquisition of  
 1374 an establishment by any governmental or quasi-governmental  
 1375 condemning authority.

1376 Sec. 59. Subdivision (11) of section 22a-134 of the general statutes is  
 1377 repealed and the following is substituted in lieu thereof (*Effective from*  
 1378 *passage*):

1379 (11) "Form II" means a written certification by the transferor of an

1380 establishment on a form prescribed and provided by the commissioner  
1381 that the parcel has been investigated in accordance with prevailing  
1382 standards and guidelines and that (A) any pollution caused by a  
1383 discharge, spillage, uncontrolled loss, seepage or filtration of  
1384 hazardous waste or a hazardous substance which has occurred from  
1385 the establishment has been remediated in accordance with the  
1386 remediation standards and that the remediation has been approved in  
1387 writing by the commissioner or has been verified pursuant to section  
1388 22a-133x or section 22a-134a in a writing attached to such form by a  
1389 licensed environmental professional to have been performed in  
1390 accordance with the remediation standards, (B) the commissioner has  
1391 determined in writing or a licensed environmental professional has  
1392 verified pursuant to section 22a-133x or section 22a-134a in a writing  
1393 attached to the form that no remediation is necessary to achieve  
1394 compliance with the remediation standards, or (C) a Form IV was  
1395 previously submitted to the commissioner and, since the date of the  
1396 submission of said Form IV, no discharge, spillage, uncontrolled loss,  
1397 seepage or filtration of hazardous waste or a hazardous substance has  
1398 occurred at the establishment, which certification is based on an  
1399 investigation of the parcel in accordance with prevailing standards and  
1400 guidelines.

1401 Sec. 60. Subdivision (21) of section 22a-134 of the general statutes is  
1402 repealed and the following is substituted in lieu thereof (*Effective from*  
1403 *passage*):

1404 (21) "Business operation" means any business that has, or any series  
1405 of substantially similar businesses that have, operated continuously or  
1406 with only brief interruption on the same parcel, either with a single  
1407 owner or successive owners.

1408 Sec. 61. Subdivision (24) of section 22a-134 of the general statutes is  
1409 repealed and the following is substituted in lieu thereof (*Effective from*  
1410 *passage*):

1411 (24) "Hazardous substance" means hazardous substance, as defined

1412 in Section 101 of the Comprehensive Environmental Response,  
1413 Compensation, and Liability Act of 1980, 42 USC [Section] 9601, or a  
1414 petroleum product or by-product for which there are remediation  
1415 standards adopted pursuant to section 22a-133k or for which such  
1416 remediation standards have a process for calculating the numeric  
1417 criteria of such substance.

1418 Sec. 62. Subsection (l) of section 22a-134a of the general statutes is  
1419 repealed and the following is substituted in lieu thereof (*Effective from*  
1420 *passage*):

1421 (l) Notwithstanding any other provisions of this section, no person  
1422 shall be required to comply with the provisions of sections 22a-134 to  
1423 22a-134e, inclusive, when transferring real property (1) (A) for which a  
1424 Form I or Form II has been filed for the transfer of the parcel on or after  
1425 October 1, 1995, or (B) for which parcel a Form III or Form IV has been  
1426 filed and which has been remediated and such remediation has been  
1427 approved in writing by the commissioner or has been verified in  
1428 writing in accordance with this section by a licensed environmental  
1429 professional that an investigation has been performed in accordance  
1430 with prevailing standards and guidelines and that the remediation has  
1431 been performed in accordance with the remediation standards, and (2)  
1432 at which no activities described in subdivision (3) of section 22a-134  
1433 have been conducted since the date of such approval or verification or  
1434 the date on which the Form I or Form II was filed.

1435 Sec. 63. Subsection (d) of section 22a-163j of the general statutes is  
1436 repealed and the following is substituted in lieu thereof (*Effective from*  
1437 *passage*):

1438 (d) The assistant attorney general or the special assistant attorney  
1439 general appointed pursuant to subsection [(c)] (d) of section 16-50n  
1440 shall have supervision of legal matters concerning the council.

1441 Sec. 64. Subdivision (24) of section 22a-207 of the general statutes is  
1442 repealed and the following is substituted in lieu thereof (*Effective from*

1443 *passage*):

1444 (24) "Wood-burning facility" means a facility, as defined in section  
1445 16-50i, whose principal function is energy recovery from wood for  
1446 commercial purposes. "Wood-burning facility" does not mean a  
1447 biomass gasification plant that utilizes land clearing debris, tree  
1448 stumps or other biomass that regenerates, or the use of which will not  
1449 result in a depletion of resources.

1450 Sec. 65. Subdivision (1) of subsection (c) of section 22a-524 of the  
1451 general statutes is repealed and the following is substituted in lieu  
1452 thereof (*Effective from passage*):

1453 (c) (1) Not later than March thirty-first, annually, the commissioner  
1454 shall audit the performance of each publicly-owned treatment works  
1455 operating from January first to December thirty-first of the preceding  
1456 year and shall (A) determine the number of equivalent nitrogen credits  
1457 for sale and the number of equivalent nitrogen credits to be purchased,  
1458 (B) publish the annual value of equivalent nitrogen credits as  
1459 determined by the procedure established in section 22a-527, and (C)  
1460 notify each publicly-owned treatment works of [their] its equivalent  
1461 nitrogen credit balance.

1462 Sec. 66. Subsection (c) of section 26-47 of the general statutes is  
1463 repealed and the following is substituted in lieu thereof (*Effective from*  
1464 *passage*):

1465 (c) Any person who violates any provision of this section, or any  
1466 condition under which a permit or license is issued, shall be fined not  
1467 less than twenty-five dollars [nor] or more than two hundred dollars  
1468 or be imprisoned not more than sixty days or be both fined and  
1469 imprisoned; and any permit or license issued to such person, and all  
1470 other such permits or licenses issued to any other person for such  
1471 property, shall be revoked by the commissioner and the right to obtain  
1472 such permit or license shall remain suspended for such period of time  
1473 as the commissioner determines.

1474       Sec. 67. Section 27-19 of the general statutes is repealed and the  
1475       following is substituted in lieu thereof (*Effective from passage*):

1476       The Military Department shall be under the charge of the Adjutant  
1477       General. On or before July 1, 1980, the Governor shall appoint an  
1478       Adjutant General with the rank of major general to serve for a term of  
1479       two years from July 1, 1980. Quadrennially thereafter, the Governor  
1480       shall appoint an Adjutant General with the rank of lieutenant general  
1481       to serve for [the] a term of four years, from such first day of July and  
1482       until a successor is appointed and qualified. The Adjutant General  
1483       shall have had at least ten years' commissioned service in the armed  
1484       forces of the United States. No person shall be appointed [nor] or  
1485       continue to serve after reaching the age of sixty-four years. The  
1486       Adjutant General may be suspended or removed by the Governor in  
1487       accordance with the provisions of sections 4-11, 4-12 and 4-13.

1488       Sec. 68. Subsection (a) of section 29-35 of the general statutes is  
1489       repealed and the following is substituted in lieu thereof (*Effective from*  
1490       *passage*):

1491       (a) No person shall carry any pistol or revolver upon [one's] his or  
1492       her person, except when such person is within the dwelling house or  
1493       place of business of such person, without a permit to carry the same  
1494       issued as provided in section 29-28. The provisions of this subsection  
1495       shall not apply to the carrying of any pistol or revolver by any parole  
1496       officer or peace officer of this state, or parole officer or peace officer of  
1497       any other state while engaged in the pursuit of official duties, or  
1498       federal marshal or federal law enforcement agent, or to any member of  
1499       the armed forces of the United States, as defined [by] in section 27-103,  
1500       or of this state, as defined [by] in section 27-2, when on duty or going  
1501       to or from duty, or to any member of any military organization when  
1502       on parade or when going to or from any place of assembly, or to the  
1503       transportation of pistols or revolvers as merchandise, or to any person  
1504       transporting any pistol or revolver while contained in the package in  
1505       which it was originally wrapped at the time of sale and while

1506 transporting the same from the place of sale to the purchaser's  
 1507 residence or place of business, or to any person removing such  
 1508 person's household goods or effects from one place to another, or to  
 1509 any person while transporting any such pistol or revolver from such  
 1510 person's place of residence or business to a place or individual where  
 1511 or by whom such pistol or revolver is to be repaired or while returning  
 1512 to such person's place of residence or business after the same has been  
 1513 repaired, or to any person transporting a pistol or revolver in or  
 1514 through the state for the purpose of taking part in competitions, taking  
 1515 part in formal pistol or revolver training, repairing such pistol or  
 1516 revolver or attending any meeting or exhibition of an organized  
 1517 collectors' group if such person is a bona fide resident of the United  
 1518 States and is permitted to possess and carry a pistol or revolver in the  
 1519 state or subdivision of the United States in which such person resides,  
 1520 or to any person transporting a pistol or revolver to and from a testing  
 1521 range at the request of the issuing authority, or to any person  
 1522 transporting an antique pistol or revolver, as defined in section 29-33.  
 1523 For the purposes of this subsection, "formal pistol or revolver training"  
 1524 means pistol or revolver training at a locally approved or permitted  
 1525 firing range or training facility, and "transporting a pistol or revolver"  
 1526 means transporting a pistol or revolver that is unloaded and, if such  
 1527 pistol or revolver is being transported in a motor vehicle, is not readily  
 1528 accessible or directly accessible from the passenger compartment of the  
 1529 vehicle or, if such pistol or revolver is being transported in a motor  
 1530 vehicle that does not have a compartment separate from the passenger  
 1531 compartment, such pistol or revolver shall be contained in a locked  
 1532 container other than the glove compartment or console. Nothing in this  
 1533 section shall be construed to prohibit the carrying of a pistol or  
 1534 revolver during formal pistol or revolver training or repair.

1535 Sec. 69. Subdivision (4) of subsection (a) of section 30-64 of the  
 1536 general statutes is repealed and the following is substituted in lieu  
 1537 thereof (*Effective from passage*):

1538 (4) Schedules of suggested prices shall be filed at the times and



1539 remain in effect for the periods fixed by the department, such periods  
 1540 not to exceed four months each. Within ten days after the filing of such  
 1541 schedules, the department shall make them or a composite thereof  
 1542 available for inspection by permittees. All schedules so filed shall be  
 1543 subject to public inspection, from the time that they are required to be  
 1544 made available for inspection to permittees. Each out-of-state shipper,  
 1545 manufacturer or [wholesale] wholesaler permittee shall retain in [his]  
 1546 such permittee's permit premises a copy of [his] such permittee's filed  
 1547 schedules. Notice of all out-of-state shipper, manufacturer or  
 1548 wholesaler permittee prices, together with suggested consumer resale  
 1549 prices, shall be given by the out-of-state shipper, manufacturer or  
 1550 wholesaler permittee to permittee purchasers, either by direct mail or  
 1551 advertising in a trade publication having a circulation among the retail  
 1552 permittees.

1553 Sec. 70. Section 30-68l of the general statutes is repealed and the  
 1554 following is substituted in lieu thereof (*Effective from passage*):

1555 No [wholesale] wholesaler permittee shall sell to any purchaser  
 1556 holding a permit for the sale of alcoholic liquor for on or off premises  
 1557 consumption at a price which is below [his] such wholesaler  
 1558 permittee's cost. For the purposes of this section, [cost] "cost" means:  
 1559 (1) On domestic alcoholic liquor bottled in the state, the total of (A) the  
 1560 cost of all ingredients, (B) all transportation charges from the point of  
 1561 origin to the point of destination, (C) all applicable federal and state  
 1562 taxes, and (D) the cost of containers, labels, caps, closures and all  
 1563 bottling charges and labor; (2) on imported alcoholic liquor bottled in  
 1564 the state, the total of (A) the invoice price from the supplier, (B) all  
 1565 other ingredients, (C) the cost of duties, (D) all applicable federal and  
 1566 state taxes, (E) insurance, (F) ocean freight and brokerage charges, (G)  
 1567 all transportation charges, and (H) the cost of containers, labels, caps,  
 1568 closures and all bottling charges and labor; (3) on domestic alcoholic  
 1569 liquors not bottled in this state, the total of (A) the posted price from  
 1570 the supplier to the wholesaler, (B) the cost of shipping or delivery  
 1571 charges to the wholesaler's place of business which were paid by the

1572 wholesaler in addition to the posted price, and (C) all applicable  
1573 federal and state taxes paid by the wholesaler in addition to the posted  
1574 price; (4) on imported alcoholic liquor not bottled in the state, the total  
1575 of (A) the posted price from the supplier, (B) the cost of duties,  
1576 insurance, ocean freight and brokerage charges and transportation  
1577 charges paid by the wholesaler in addition to the posted price, and (C)  
1578 all applicable federal and state taxes paid by the wholesaler in addition  
1579 to the posted price. The provisions of this section shall not apply to  
1580 sales of wine.

1581 Sec. 71. Subdivision (2) of subsection (e) of section 30-86 of the  
1582 general statutes is repealed and the following is substituted in lieu  
1583 thereof (*Effective from passage*):

1584 (2) In determining whether a permittee or permittee's agent or  
1585 employee has proven the affirmative defense provided by subdivision  
1586 (1) of this subsection, the trier of fact in such prosecution shall consider  
1587 that reasonable reliance upon the identification presented and the  
1588 completed transaction scan may require a permittee or permittee's  
1589 agent or employee to exercise reasonable diligence and that the use of  
1590 a transaction scan device does not excuse a permittee or permittee's  
1591 agent or employee from exercising such reasonable diligence to  
1592 determine the following: (A) Whether a person to whom the permittee  
1593 or permittee's agent or employee sells, gives away or otherwise  
1594 distributes alcoholic liquor is twenty-one years of age or older; and (B)  
1595 whether the description and picture appearing on the driver's license  
1596 or identity card presented by a cardholder [is that] are those of the  
1597 cardholder.

1598 Sec. 72. Subdivision (5) of subsection (b) of section 31-3h of the  
1599 general statutes is repealed and the following is substituted in lieu  
1600 thereof (*Effective from passage*):

1601 (5) Implementing the federal Workforce Investment Act of 1998, P.L.  
1602 105-220, as from time to time amended. Such implementation shall  
1603 include (A) developing, in consultation with the regional workforce

1604 development boards, a single Connecticut workforce development  
1605 plan that (i) complies with the provisions of said act and section 31-  
1606 11p, and (ii) includes comprehensive state performance measures for  
1607 workforce development activities specified in Title I of the federal  
1608 Workforce Investment Act of 1998, P.L. 105-220, as from time to time  
1609 amended, which performance measures comply with the requirements  
1610 of 20 CFR Part [666.10] 666.100, (B) preparing and submitting a report  
1611 on the state's progress in achieving such performance measures to the  
1612 Governor and the General Assembly annually on January thirty-first,  
1613 (C) making recommendations to the General Assembly concerning the  
1614 allocation of funds received by the state under said act and making  
1615 recommendations to the regional workforce development boards  
1616 concerning the use of formulas in allocating such funds to adult  
1617 employment and job training activities and youth activities, as  
1618 specified in said act, (D) providing oversight and coordination of the  
1619 state-wide employment statistics system required by said act, (E) as  
1620 appropriate, recommending to the Governor that the Governor apply  
1621 for workforce flexibility plans and waiver authority under said act,  
1622 after consultation with the regional workforce development boards, (F)  
1623 developing performance criteria for regional workforce development  
1624 boards to utilize in creating a list of eligible providers, and (G) on or  
1625 before December 31, 1999, developing a uniform individual training  
1626 accounts voucher system that shall be used by the regional workforce  
1627 development boards to pay for training of eligible workers by eligible  
1628 providers, as required under said act.

1629 Sec. 73. Subsection (b) of section 31-4 of the general statutes is  
1630 repealed and the following is substituted in lieu thereof (*Effective from*  
1631 *passage*):

1632 (b) The commissioner shall produce printed material describing the  
1633 rights of immigrant laborers or laborers who lack proficiency in the  
1634 English language as employees under part III of chapter 557 [ ] and  
1635 chapters 558 and 567, and the commissioner shall provide such  
1636 information to such laborers when they apply for benefits under

1637 chapter 567 or when they seek compliance with any provision under  
1638 part III of chapter 557 or chapter 558. The commissioner shall, within  
1639 available funds, make such information available to the public. The  
1640 commissioner shall prevent illegal advantage being taken of such  
1641 laborers by reason of their lack of information about their rights,  
1642 credulity or lack of proficiency in the English language. The languages  
1643 used in such printed material, in addition to Spanish and French, may  
1644 be those languages determined by the commissioner to be spoken by  
1645 the primary groups of immigrant laborers in the state.

1646 Sec. 74. Subsection (c) of section 32-11a of the general statutes is  
1647 repealed and the following is substituted in lieu thereof (*Effective from*  
1648 *passage*):

1649 (c) The board of directors of the authority shall consist of the  
1650 Commissioner of Economic and Community Development, the State  
1651 Treasurer [of the state] and the Secretary of the Office of Policy and  
1652 Management, each serving ex officio, four members appointed by the  
1653 Governor who shall be experienced in the field of financial lending or  
1654 the development of commerce, trade and business and four members  
1655 appointed as follows: One by the president pro tempore of the Senate,  
1656 one by the minority leader of the Senate, one by the speaker of the  
1657 House of Representatives and one by the minority leader of the House  
1658 of Representatives. Each ex-officio member may designate a deputy or  
1659 any member of the agency staff to represent the member at meetings of  
1660 the authority with full powers to act and vote on the member's behalf.  
1661 The chairperson of the board shall be appointed by the Governor, with  
1662 the advice and consent of both houses of the General Assembly. The  
1663 board shall annually elect one of its members as vice [chairman]  
1664 chairperson. Each member appointed by the Governor shall serve at  
1665 the pleasure of the Governor but no longer than the term of office of  
1666 the Governor or until the member's successor is appointed and  
1667 qualified, whichever is longer. Each member appointed by a member  
1668 of the General Assembly shall serve in accordance with the provisions  
1669 of section 4-1a. Members shall receive no compensation but shall be

1670 reimbursed for necessary expenses incurred in the performance of  
1671 their duties under the authority legislation, as defined in subsection  
1672 (hh) of section 32-23d. The Governor shall fill any vacancy for the  
1673 unexpired term of a member appointed by the Governor. The  
1674 appropriate legislative appointing authority shall fill any vacancy for  
1675 the unexpired term of a member appointed by such authority. A  
1676 member of the board shall be eligible for reappointment. Any member  
1677 of the board may be removed by the Governor for misfeasance,  
1678 malfeasance or wilful neglect of duty. Each member of the authority  
1679 before entering upon his or her duties shall take and subscribe the oath  
1680 or affirmation required by article XI, section 1, of the State  
1681 Constitution. A record of each such oath shall be filed in the office of  
1682 the Secretary of the State. Meetings of the board shall be held at such  
1683 times as shall be specified in the bylaws adopted by the board and at  
1684 such other time or times as the [chairman] chairperson deems  
1685 necessary. The board is empowered to adopt bylaws and regulations  
1686 for putting into effect the provisions of said chapters and sections. Not  
1687 later than November first, annually, the authority shall submit a report  
1688 to the Commissioner of Economic and Community Development, the  
1689 Auditors of Public Accounts and the joint standing committees of the  
1690 General Assembly having cognizance of matters relating to the  
1691 Department of Economic and Community Development,  
1692 appropriations and capital bonding, which shall include the following  
1693 information with respect to new and outstanding financial assistance  
1694 provided by the authority during the twelve-month period ending on  
1695 June thirtieth next preceding the date of the report for each financial  
1696 assistance program administered by the authority: (1) A list of the  
1697 names, addresses and locations of all recipients of such assistance, (2)  
1698 for each recipient: (A) The business activities, (B) the Standard  
1699 Industrial Classification Manual codes, (C) the gross revenues during  
1700 the recipient's most recent fiscal year, (D) the number of employees at  
1701 the time of application, (E) whether the recipient is a minority or  
1702 [women-owned] woman-owned business, (F) a summary of the terms  
1703 and conditions for the assistance, including the type and amount of

1704 state financial assistance, job creation or retention requirements, and  
1705 anticipated wage rates, and (G) the amount of investments from  
1706 private and other nonstate sources that have been leveraged by the  
1707 assistance, (3) the economic benefit criteria used in determining which  
1708 applications have been approved or disapproved, and (4) for each  
1709 recipient of assistance on or after July 1, 1991, a comparison between  
1710 the number of jobs to be created, the number of jobs to be retained and  
1711 the average wage rates for each such category of jobs, as projected in  
1712 the recipient's application, versus the actual number of jobs created,  
1713 the actual number of jobs retained and the average wage rates for each  
1714 such category. The report shall also indicate the actual number of full-  
1715 time jobs and the actual number of part-time jobs in each such category  
1716 and the benefit levels for each such subcategory. In addition, the report  
1717 shall state (A) for each final application approved during the twelve-  
1718 month period covered by the report, (i) the date that the final  
1719 application was received by the authority, and (ii) the date of such  
1720 approval; (B) for each final application withdrawn during the twelve-  
1721 month period covered by the report, (i) the municipality in which the  
1722 applicant is located, (ii) the Standard Industrial Classification Manual  
1723 code for the applicant, (iii) the date that the final application was  
1724 received by the authority, and (iv) the date of such withdrawal; (C) for  
1725 each final application disapproved during the twelve-month period  
1726 covered by the report, (i) the municipality in which the applicant is  
1727 located, (ii) the Standard Industrial Classification Manual code for the  
1728 applicant, (iii) the date that the final application was received by the  
1729 authority, and (iv) the date of such disapproval; and (D) for each final  
1730 application on which no action has been taken by the applicant or the  
1731 agency in the twelve-month period covered by the report and for  
1732 which no report has been submitted under this subsection, (i) the  
1733 municipality in which the applicant is located, (ii) the Standard  
1734 Industrial Classification Manual code for the applicant, and (iii) the  
1735 date that the final application was received by the authority. The  
1736 November first report shall include a summary of the activities of the  
1737 authority, including all activities to assist small businesses and

1738 minority business enterprises, as defined in section 4a-60g, a complete  
1739 operating and financial statement and recommendations for legislation  
1740 to promote the purposes of the authority. The authority shall furnish  
1741 such additional reports upon the written request of any such  
1742 committee at such times and containing such information as the  
1743 committee may request. The accounts of the authority shall be subject  
1744 to annual audit by the state Auditors of Public Accounts. The authority  
1745 may cause an audit of its books and accounts to be made at least once  
1746 each fiscal year by certified public accountants. The powers of the  
1747 authority shall be vested in and exercised by not less than six of the  
1748 members of the board of directors then in office. Such number of  
1749 members shall constitute a quorum and the affirmative vote of a  
1750 majority of the members present at a meeting of the board shall be  
1751 necessary for any action taken by the authority. No vacancy in the  
1752 membership of the board shall impair the right to exercise all the rights  
1753 and perform all the duties of the authority. Any action taken by the  
1754 board under the provisions of said chapters and sections may be  
1755 authorized by resolution at any regular or special meeting, and each  
1756 such resolution shall take effect immediately and need not be  
1757 published or posted. The authority shall be exempt from the  
1758 provisions of section 4-9a.

1759 Sec. 75. Subdivision (6) of subsection (l) of section 32-11a of the  
1760 general statutes is repealed and the following is substituted in lieu  
1761 thereof (*Effective from passage*):

1762 (6) The authority may make loans or grants to, and may guarantee  
1763 specified obligations of, any [each] such subsidiary, following standard  
1764 authority procedures, from the authority's assets and the proceeds of  
1765 its bonds, notes, and other obligations, provided however, that the  
1766 source and security, if any, for the repayment of any such loans or  
1767 guarantees is derived from the assets, revenues and resources of such  
1768 subsidiary.

1769 Sec. 76. Section 32-23h of the general statutes is repealed and the

1770 following is substituted in lieu thereof (*Effective from passage*):

1771 The exercise of the powers granted by the authority legislation, as  
1772 defined in subsection (hh) of section 32-23d, shall constitute the  
1773 performance of an essential governmental function and the authority  
1774 shall not be required to pay any taxes or assessments upon or in  
1775 respect of a project, or any property or moneys of the authority, levied  
1776 by any municipality or political subdivision or special district having  
1777 taxing powers of the state, nor shall the authority be required to pay  
1778 state taxes of any kind, and the authority, its projects, property and  
1779 moneys and any bonds and notes issued under the provisions of said  
1780 chapters and sections, their transfer and the income therefrom,  
1781 including any profit made on the sale thereof, shall at all times be free  
1782 from taxation of every kind by the state except for estate or succession  
1783 taxes and by the municipalities and all other political subdivisions or  
1784 special districts having taxing powers of the state; provided any  
1785 person [,] leasing a project from the authority shall pay to the  
1786 municipality, or other political subdivision or special district having  
1787 taxing powers, in which such project is located, a payment in lieu of  
1788 taxes which shall equal the taxes on real and personal property,  
1789 including water and sewer assessments, which such lessee would have  
1790 been required to pay had it been the owner of such property during  
1791 the period for which such payment is made and neither the authority  
1792 nor its projects, properties, money or bonds and notes shall be  
1793 obligated, liable or subject to lien of any kind for the enforcement,  
1794 collection or payment thereof. The sale of tangible personal property or  
1795 services by the authority is exempt from the sales tax under chapter  
1796 219, and the storage, use or other consumption in this state of tangible  
1797 personal property or services purchased from the authority is exempt  
1798 from the use tax under chapter 219. If and to the extent the  
1799 proceedings under which the bonds authorized to be issued under the  
1800 provisions of said chapters and sections so provide, the authority may  
1801 agree to cooperate with the lessee of a project in connection with any  
1802 administrative or judicial proceedings for determining the validity or  
1803 amount of such payments and may agree to appoint or designate and



1804 reserve the right in and for such lessee to take all action which the  
1805 authority may lawfully take in respect of such payments and all  
1806 matters relating thereto, provided such lessee shall bear and pay all  
1807 costs and expenses of the authority thereby incurred at the request of  
1808 such lessee or by reason of any such action taken by such lessee in  
1809 behalf of the authority. Any lessee of a project which has paid the  
1810 amounts in lieu of taxes required by this section to be paid shall not be  
1811 required to pay any such taxes in which a payment in lieu thereof has  
1812 been made to the state or to any such municipality or other political  
1813 subdivision or special district having taxing powers, any other statute  
1814 to the contrary notwithstanding. Any industrial pollution control  
1815 facility financed under said chapters and sections shall be subject to  
1816 such approvals, as may be required by law, of any agency of the state  
1817 and any agency of the United States having jurisdiction in the matter  
1818 and, in the discretion of the authority, may be acquired, constructed or  
1819 improved as part of or jointly with a pollution control facility  
1820 undertaken by a municipality or political subdivision or special district  
1821 having taxing powers in the state and the authority is authorized to  
1822 cooperate and execute contracts with such a municipality or political  
1823 subdivision or special district.

1824 Sec. 77. Subsection (b) of section 32-23yy of the general statutes is  
1825 repealed and the following is substituted in lieu thereof (*Effective from*  
1826 *passage*):

1827 (b) There is created within the authority the High-Technology  
1828 Infrastructure Fund. The state, acting through the authority, may  
1829 provide financial assistance from [such] said fund that enables the  
1830 development of information technology projects. Such financial  
1831 assistance may be provided directly or in participation with any other  
1832 financial institutions, funds or other persons or other sources of  
1833 financing, public or private, and the authority may enter into any  
1834 agreements or contracts it deems necessary or convenient in  
1835 connection therewith. Payments of principal, interest or other forms of  
1836 return on investment received by the authority shall be deposited in or

1837 held on behalf of said fund.

1838 Sec. 78. Subsection (a) of section 32-227 of the general statutes is  
1839 repealed and the following is substituted in lieu thereof (*Effective from*  
1840 *passage*):

1841 (a) For the purpose of carrying out or administering a municipal or  
1842 business development project, (1) a municipality, acting by and  
1843 through its implementing agency, may, subject to the limitations and  
1844 procedures set forth in this section, issue from time to time bonds of  
1845 the municipality, and (2) the Connecticut Development Authority may,  
1846 upon a resolution adopted [of] by the legislative body of the  
1847 municipality, issue from time to time bonds which, in either case, are  
1848 payable solely or in part from and secured by: (A) A pledge of and lien  
1849 upon any or all of the income, proceeds, revenues and property of  
1850 development projects, including the proceeds of grants, loans,  
1851 advances or contributions from the federal government, the state or  
1852 other source, including financial assistance furnished by the  
1853 municipality or any other public body pursuant to sections 32-220 to  
1854 32-234, inclusive; (B) taxes or payments in lieu of taxes, or both, in  
1855 whole or in part, allocated to and paid into a special fund of the  
1856 municipality or the Connecticut Development Authority pursuant to  
1857 the provisions of subsection (c) of this section; or (C) any combination  
1858 of the methods in subparagraphs (A) and (B) of this [section]  
1859 subdivision. Any bonds payable and secured as provided in this  
1860 subsection shall be authorized by, and the appropriation of the  
1861 proceeds thereof approved by and subject to, a resolution adopted by  
1862 the legislative body of the municipality, notwithstanding the  
1863 provisions of any other statute, local law or charter governing the  
1864 authorization and issuance of bonds and the appropriation of the  
1865 proceeds thereof generally by the municipality. No such resolution  
1866 shall be adopted until after a public hearing has been held upon such  
1867 authorization. Notice of such hearing shall be published not less than  
1868 five days prior to such hearing in a newspaper having a general  
1869 circulation in the municipality. Any such bonds of a municipality or

1870 the Connecticut Development Authority shall be issued and sold in  
1871 such manner; bear interest at such rate or rates, including variable  
1872 rates; provide for the payment of interest on such dates, whether  
1873 before or at maturity; be issued at, above or below par; mature at such  
1874 time or times not exceeding thirty years from their date; have such  
1875 rank or priority; be payable in such medium of payment; be issued in  
1876 such form, including, without limitation, registered or book-entry  
1877 form; carry such registration and transfer privileges and be made  
1878 subject to purchase or redemption before maturity at such price or  
1879 prices and under such terms and conditions, including the condition  
1880 that such bonds be subject to purchase or redemption on the demand  
1881 of the owner thereof; and contain such other terms and particulars as  
1882 the legislative body of the municipality or the officers delegated such  
1883 authority by the legislative body of the municipality shall determine.  
1884 Any such bonds of the Connecticut Development Authority shall be  
1885 issued and sold in the manner and subject to the general terms and  
1886 provisions of law applicable to issuance of bonds by the Connecticut  
1887 Development Authority, except that the provisions of subsection (b) of  
1888 section 32-23j shall not apply. The proceedings under which bonds are  
1889 authorized to be issued may, subject to the provisions of indenture or  
1890 to any other depository agreement, provide for the method of  
1891 disbursement thereof, with such safeguards and restrictions as it may  
1892 determine. Any pledge made by the municipality or the Connecticut  
1893 Development Authority for bonds issued as provided in this  
1894 subsection shall be valid and binding from the time when the pledge is  
1895 made, and any revenues or other receipts, funds or moneys so pledged  
1896 and thereafter received by the municipality or the Connecticut  
1897 Development Authority shall be subject to the lien of such pledge  
1898 without any physical delivery thereof or further act. The lien of any  
1899 such pledge shall be valid and binding as against all parties having  
1900 claims of any kind in tort, contract or otherwise against the  
1901 municipality or Connecticut Development Authority, irrespective of  
1902 whether such parties have notice of such lien. Neither the resolution  
1903 nor any other instrument by which a pledge is created need be

1904 recorded. All expenses incurred in carrying out such financing may be  
1905 treated as project costs. Such bonds shall not be included in computing  
1906 the aggregate indebtedness of the municipality, provided, if such  
1907 bonds are made payable, in whole or in part, from funds contracted to  
1908 be advanced by the municipality, the aggregate amount of such funds  
1909 not yet appropriated to such purpose shall be included in computing  
1910 the aggregate indebtedness of the municipality. As used in this section,  
1911 "bonds" means any bonds, including refunding bonds, notes,  
1912 temporary notes, interim certificates, debentures or other obligations.  
1913 Temporary notes issued in accordance with this subsection in  
1914 anticipation of the receipt of the proceeds of bond issues may be issued  
1915 for a period of not more than five years, and notes issued for a shorter  
1916 period of time may be renewed by the issue of other notes, provided  
1917 the period from the date of the original notes to the maturity of the last  
1918 notes issued in renewal thereof shall not exceed five years. For  
1919 purposes of this section, references to the Connecticut Development  
1920 Authority shall include any subsidiary of the Connecticut  
1921 Development Authority established pursuant to subsection (l) of  
1922 section 32-11a.

1923 Sec. 79. Section 35-2 of the general statutes is repealed and the  
1924 following is substituted in lieu thereof (*Effective from passage*):

1925 No partnership, common law trust or association, or individual  
1926 using a trade name, shall use, either as a part of its name or as a prefix  
1927 or suffix thereto or as a designation of the business carried on by it, the  
1928 word "bank", "banking", "banker", "bankers", "trust" or "savings",  
1929 provided either the word "bankers" or the word "trust" may be so used  
1930 when qualified and immediately preceded by the word "investment",  
1931 but not followed by the word "company" or "corporation". The  
1932 provisions of this section shall not apply to any charitable or athletic  
1933 association. No provision of this section shall prevent any savings and  
1934 loan association organized under the provisions of [section 36a-85]  
1935 part I of chapter 664b from using the term "savings" either as a part of  
1936 its name or as a prefix or suffix thereto or as a designation of the

1937 business carried on by it.

1938 Sec. 80. Subdivision (3) of subsection (s) of section 36a-70 of the  
1939 general statutes is repealed and the following is substituted in lieu  
1940 thereof (*Effective from passage*):

1941 (3) The state, acting through the State Treasurer, may be the sole  
1942 organizer of a community development bank or may participate with  
1943 any other person or persons in the organization of any community  
1944 development bank, and may own all or a part of any capital stock of  
1945 such bank. No application fee shall be required under subparagraph  
1946 [(E)] (H) of subdivision (1) of subsection (d) of section 36a-65 and no  
1947 franchise tax shall be required under subsection (o) of this section for  
1948 any community development bank organized by or in participation  
1949 with the state.

1950 Sec. 81. Section 36a-215 of the general statutes is repealed and the  
1951 following is substituted in lieu thereof (*Effective from passage*):

1952 If, in the opinion of the commissioner, a Connecticut bank  
1953 organized to function solely in a fiduciary capacity, or an uninsured  
1954 bank in danger of becoming insolvent, is not likely to be able to meet  
1955 the demands of its depositors, in the case of an uninsured bank, or pay  
1956 its obligations in the normal course of business, or is likely to incur  
1957 losses that may deplete all or substantially all of its capital, the  
1958 commissioner may require such Connecticut bank organized to  
1959 function solely in a fiduciary capacity or uninsured bank to keep assets  
1960 on deposit in an amount that would be sufficient to meet the costs and  
1961 expenses incurred by the commissioner pursuant to section 36a-223  
1962 and all fees and assessments due the commissioner. Such assets shall  
1963 be deposited with such bank as the commissioner may designate, and  
1964 shall be in such form and subject to such conditions as the  
1965 commissioner deems necessary. For purposes of this section,  
1966 "uninsured bank" has the meaning given to that term in subsection (t)  
1967 of section 36a-70.

1968        Sec. 82. Subsection (b) of section 36a-352 of the general statutes is  
1969 repealed and the following is substituted in lieu thereof (*Effective from*  
1970 *passage*):

1971        (b) Such bank, in the absence of an express provision to the contrary  
1972 in the instrument or court order creating such fiduciary relationship,  
1973 may cause stocks and other securities held by it or in its custody as a  
1974 fiduciary, whether alone or jointly with cofiduciaries, to be registered  
1975 and held in the name of a nominee or nominees of such bank without  
1976 mention of such fiduciary relationship, provided every cofiduciary of  
1977 such fiduciary account shall give his prior written consent. A fiduciary  
1978 shall retain possession of such stocks and other securities so held and  
1979 shall maintain adequate records indicating the correct ownership  
1980 thereof except that such bank may deposit stock or other securities so  
1981 held in a clearing corporation as defined in [subsection (3)] subdivision  
1982 (5) of subsection (a) of section 42a-8-102. The fiduciary shall be  
1983 personally liable for any loss occasioned by the acts of any nominee of  
1984 such bank in connection with the holding of stock and other securities  
1985 in the name of such nominee.

1986        Sec. 83. Subsection (d) of section 36a-436a of the general statutes is  
1987 repealed and the following is substituted in lieu thereof (*Effective from*  
1988 *passage*):

1989        (d) The fee payable to the Secretary of the State for preparing and  
1990 furnishing a copy of any document, instrument or paper filed or  
1991 recorded relating to a credit union shall be: (1) For each copy of each  
1992 document thereof regardless of the number of pages, twenty dollars;  
1993 and (2) for affixing the official seal thereto, five dollars.

1994        Sec. 84. Subdivision (10) of section 36a-598 of the general statutes is  
1995 repealed and the following is substituted in lieu thereof (*Effective from*  
1996 *passage*):

1997        (10) A statement of whether the applicant will engage in the  
1998 business of issuing money orders, travelers checks [,] or electronic

1999 payment instruments or engage in the business of money transmission  
2000 in this state.

2001 Sec. 85. Subsection (b) of section 36a-770 of the general statutes is  
2002 repealed and the following is substituted in lieu thereof (*Effective from*  
2003 *passage*):

2004 (b) Filing and recording. Section 42a-9-310 determines the need for  
2005 filing or recording to perfect a security interest, section 42a-9-317, the  
2006 persons who take subject to an unperfected security interest, and  
2007 sections 42a-9-311 and 42a-9-501 to [42a-9-518] 42a-9-526, inclusive, the  
2008 place for such filing or recording.

2009 Sec. 86. Subsection (c) of section 36a-771 of the general statutes is  
2010 repealed and the following is substituted in lieu thereof (*Effective from*  
2011 *passage*):

2012 (c) Retail installment contracts shall contain the following  
2013 statements, printed in a size equal to at least ten-point bold type: (1) At  
2014 the top of the contract, the words "RETAIL INSTALLMENT  
2015 CONTRACT" or "RETAIL INSTALMENT CONTRACT"; (2) a definite  
2016 statement that the insurance, if any, included in the retail installment  
2017 sale provides or does not provide coverage for personal liability and  
2018 property damage caused to others, as the case may be; (3) the  
2019 following notice directly above the space reserved for the signature of  
2020 the buyer: "NOTICE TO THE BUYER: 1. Do not sign this contract  
2021 before you read it or if it contains any blank space. 2. You are entitled  
2022 to a completely filled-in copy of the contract when you sign it. 3. Under  
2023 the law, you have the following rights, among others: (a) To pay off in  
2024 advance the full amount due and obtain a partial refund of any  
2025 unearned finance charge; (b) to redeem the property if repossessed for  
2026 a default; (c) to require, under certain conditions, a resale of the  
2027 property if repossessed." [Until October 1, 1982, any retail seller may,  
2028 at his option, use the notice required by the provisions of this section  
2029 in effect prior to May 18, 1981.]

2030       Sec. 87. Subdivision (1) of subsection (e) of section 36b-15 of the  
2031       general statutes is repealed and the following is substituted in lieu  
2032       thereof (*Effective from passage*):

2033       (e) (1) Withdrawal from registration as a broker-dealer, agent,  
2034       investment adviser or investment adviser agent, or withdrawal of an  
2035       application for registration as a broker-dealer, agent, investment  
2036       adviser or investment adviser agent, becomes effective ninety days  
2037       after receipt of an application to withdraw such registration or a notice  
2038       of intent to withdraw such application for registration or within such  
2039       shorter period of time as the commissioner may determine, unless a  
2040       denial, revocation or suspension proceeding is pending when the  
2041       application or notice is filed or a proceeding to deny, revoke, suspend  
2042       or [to] impose conditions upon the withdrawal is instituted within  
2043       ninety days after the application or notice is filed. If a proceeding is  
2044       pending or instituted, withdrawal becomes effective at such time and  
2045       upon such conditions as the commissioner by order determines. If no  
2046       proceeding is pending or instituted and withdrawal automatically  
2047       becomes effective, the commissioner may nevertheless institute a  
2048       denial, revocation or suspension proceeding under subsection (a) of  
2049       this section within one year after withdrawal became effective.

2050       Sec. 88. Subdivision (1) of section 36b-41 of the general statutes is  
2051       repealed and the following is substituted in lieu thereof (*Effective from*  
2052       *passage*):

2053       (1) "Target company" means any stock corporation which is  
2054       organized under the laws of this state, has its principal executive office  
2055       in this state and has, on a consolidated basis, five hundred or more  
2056       employees and fifty million dollars of tangible assets in this state, other  
2057       than: (A) A domestic insurance company, as defined in [subsection (b)  
2058       of] section 38a-1; (B) a bank as defined in subdivision (3) of subsection  
2059       (a) of section 36-419\*, or a bank holding company, as defined in  
2060       subdivision (1) of subsection (a) of section 36-419\*; (C) a public utility  
2061       company or a holding company, as defined in Section 2 of the Federal



2062 Public Utility Holding Company Act of 1935, presently constituted as  
2063 Section 79b of Title 15 of the United States Code, an acquisition of or  
2064 by, or merger with which, is subject to approval by the appropriate  
2065 federal agency as provided in said act; (D) a bank or bank holding  
2066 company subject to the Federal Bank Holding Company Act of 1956,  
2067 presently constituted as Section 1841 et seq. of Title 12 of the United  
2068 States Code, an acquisition of or by, or merger with which, is subject to  
2069 approval by the appropriate federal agency as provided in said act; or  
2070 (E) a savings and loan holding company, as defined in Section 2 of the  
2071 Federal Savings and Loan Holding Company Amendments of 1967,  
2072 presently constituted as Section 1730a\*\* of Title 12 of the United States  
2073 Code, an acquisition of or by, or merger with which, is subject to  
2074 approval by the appropriate federal agency as provided in said act.

2075 Sec. 89. Subdivision (5) of subsection (a) of section 38a-193 of the  
2076 general statutes is repealed and the following is substituted in lieu  
2077 thereof (*Effective from passage*):

2078 (5) Each health care center that offers or proposes to offer out-of-  
2079 network benefits shall either:

2080 (A) Enter into an agreement with a duly licensed insurance  
2081 company to provide coverage to subscribers and enrollees outside of  
2082 the health care center's established network, subject to approval by the  
2083 commissioner; or

2084 (B) Implement an out-of-network benefit system to be operated by  
2085 the health care center, subject to approval by the commissioner,  
2086 provided the health care center establishes and maintains its net worth  
2087 at an amount equal to the greater of (i) three million dollars, (ii) two  
2088 per cent of its annual premium revenues as reported on the most  
2089 recent annual financial statement filed with the commissioner on the  
2090 first one hundred fifty million dollars of premium revenues plus one  
2091 per cent of annual premium revenues in excess of one hundred fifty  
2092 million dollars, or (iii) two months of its cost of uncovered  
2093 expenditures. For purposes of this subsection, "annual premium

2094 revenues" does not include revenue earned as a result of an  
 2095 arrangement between a health care center and the federal [Health Care  
 2096 Financing Administration] Centers for Medicare and Medicaid  
 2097 Services, on a cost or risk basis, for services to a Medicare beneficiary,  
 2098 or revenue earned as a result of an arrangement between a health care  
 2099 center and a Medicaid state agency, for services to a Medicaid  
 2100 beneficiary. For the purposes of this subsection, the uncovered  
 2101 expenditures of the health care center for the requisite two-month  
 2102 period shall be calculated as follows:

2103

$$(X + Y - Z)$$

$$UE = \square\square\square\square\square\square\square\square$$

$$6$$

2104

2105 Where:

2106 UE = Uncovered expenditures of the health care center for the  
 2107 requisite two-month period.

2108 X = Total year-to-date uncovered expenditures reported in the  
 2109 health care center's most recent statutory quarterly or annual  
 2110 statement.

2111 Y = Total year-to-date uncovered expenditures reported in the  
 2112 health care center's annual statement for the prior calendar year.

2113 Z = Total year-to-date uncovered expenditures reported in the  
 2114 health care center's statutory quarterly or annual statement for the  
 2115 current calendar quarter of the prior calendar year.

2116 Sec. 90. Section 45a-3 of the general statutes is repealed and the  
 2117 following is substituted in lieu thereof (*Effective from passage*):

2118 The town of Griswold shall, on [or] and after the first Wednesday

2119 following the first Monday of January, 1979, constitute a probate  
2120 district by the name of the probate district of Griswold. In 1978, and  
2121 quadrennially thereafter, a judge of probate for [such] said district  
2122 shall be elected at the time and in the manner provided by law for the  
2123 election of judges of probate. From and after the first Wednesday  
2124 following the first Monday of January, 1979, the probate court for the  
2125 district of Griswold, shall have the jurisdiction of all probate business  
2126 arising in the town of Griswold, but all business previously entered or  
2127 begun in the probate court for the district of Norwich shall be  
2128 completed in the same manner as if this section had not been passed.

2129 Sec. 91. Section 45a-4 of the general statutes is repealed and the  
2130 following is substituted in lieu thereof (*Effective from passage*):

2131 The towns of West Hartford and Bloomfield shall, on [or] and after  
2132 the first Wednesday following the first Monday of January, 1983,  
2133 constitute a probate district by the name of the probate district of West  
2134 Hartford. In 1982, and quadrennially thereafter, a judge of probate for  
2135 [such] said district shall be elected at the time and in the manner  
2136 provided by law for the election of judges of probate. From and after  
2137 the first Wednesday following the first Monday of January, 1983, the  
2138 probate court for the district of West Hartford shall have the  
2139 jurisdiction of all probate business arising in the towns of West  
2140 Hartford and Bloomfield, but all business previously entered or begun  
2141 in the probate court for the district of Hartford shall be completed in  
2142 the same manner as if this section had not been passed.

2143 Sec. 92. Section 45a-5 of the general statutes is repealed and the  
2144 following is substituted in lieu thereof (*Effective from passage*):

2145 The town of Woodbridge shall, on [or] and after the first  
2146 Wednesday following the first Monday of January, 1987, constitute a  
2147 probate district by the name of the probate district of Woodbridge. In  
2148 1986, and quadrennially thereafter, a judge of probate for [such] said  
2149 district shall be elected at the time and in the manner provided by law  
2150 for the election of judges of probate. From and after the first

2151 Wednesday following the first Monday of January, 1987, the probate  
2152 court for the district of Woodbridge [,] shall have the jurisdiction of all  
2153 probate business arising in the town of Woodbridge, but all business  
2154 previously entered or begun in the probate court for the district of  
2155 New Haven shall be completed in the same manner as if this section  
2156 had not been passed.

2157 Sec. 93. Section 45a-6 of the general statutes is repealed and the  
2158 following is substituted in lieu thereof (*Effective from passage*):

2159 The town of Bloomfield shall, on [or] and after the first Wednesday  
2160 following the first Monday of January, 1991, constitute a probate  
2161 district by the name of the probate district of Bloomfield. In 1990, and  
2162 quadrennially thereafter, a judge of probate for [such] said district  
2163 shall be elected at the time and in the manner provided by law for the  
2164 election of judges of probate. From and after the first Wednesday  
2165 following the first Monday of January, 1991, the probate court for the  
2166 district of Bloomfield shall have the jurisdiction of all probate business  
2167 arising in the town of Bloomfield, but all business previously entered  
2168 or begun in the probate court for the district of West Hartford shall be  
2169 completed in the same manner as if this section had not been passed.

2170 Sec. 94. Section 45a-6a of the general statutes is repealed and the  
2171 following is substituted in lieu thereof (*Effective from passage*):

2172 The towns of Chaplin and Eastford shall, on [or] and after the first  
2173 Wednesday following the first Monday of January, 1999, constitute a  
2174 probate district by the name of the probate district of Eastford. In 1998,  
2175 and quadrennially thereafter, a judge of probate for [such] said district  
2176 shall be elected at the time and in the manner provided by law for the  
2177 election of judges of probate. From and after the first Wednesday  
2178 following the first Monday of January, 1999, the probate court for the  
2179 district of Eastford shall have the jurisdiction of all probate business  
2180 arising in the towns of Chaplin and Eastford.

2181 Sec. 95. Section 45a-6b of the general statutes is repealed and the

2182 following is substituted in lieu thereof (*Effective from passage*):

2183 The towns of Stafford, Somers and Union shall, on [or] and after the  
2184 first Wednesday following the first Monday of January, 1999,  
2185 constitute a probate district by the name of the probate district of  
2186 Stafford. In 1998, and quadrennially thereafter, a judge of probate for  
2187 [such] said district shall be elected at the time and in the manner  
2188 provided by law for the election of judges of probate. From and after  
2189 the first Wednesday following the first Monday of January, 1999, the  
2190 probate court for the district of Stafford shall have the jurisdiction of  
2191 all probate business arising in the towns of Stafford, Somers and  
2192 Union.

2193 Sec. 96. Section 45a-6c of the general statutes is repealed and the  
2194 following is substituted in lieu thereof (*Effective from passage*):

2195 The towns of Coventry and Mansfield shall, on [or] and after the  
2196 first Wednesday following the first Monday of January, 1999,  
2197 constitute a probate district by the name of the probate district of  
2198 Mansfield. In 1998, and quadrennially thereafter, a judge of probate for  
2199 [such] said district shall be elected at the time and in the manner  
2200 provided by law for the election of judges of probate. From and after  
2201 the first Wednesday following the first Monday of January, 1999, the  
2202 probate court for the district of Mansfield shall have the jurisdiction of  
2203 all probate business arising in the towns of Coventry and Mansfield.

2204 Sec. 97. Section 45a-6d of the general statutes is repealed and the  
2205 following is substituted in lieu thereof (*Effective from passage*):

2206 The towns of New Hartford, Barkhamsted and Hartland shall, on  
2207 and after the first Wednesday following the first Monday of January,  
2208 2003, constitute a probate district by the name of the probate district of  
2209 New Hartford. In 2002, and quadrennially thereafter, a judge of  
2210 probate for [such] said district shall be elected at the time and in the  
2211 manner provided by law for the election of judges of probate. From  
2212 and after the first Wednesday following the first Monday of January,

2213 2003, the probate court for the district of New Hartford shall have the  
2214 jurisdiction of all probate business arising in the towns of New  
2215 Hartford, Barkhamsted and Hartland.

2216 Sec. 98. Subsection (b) of section 45a-207 of the general statutes is  
2217 repealed and the following is substituted in lieu thereof (*Effective from*  
2218 *passage*):

2219 (b) A foreign corporation which is appointed to act in this state  
2220 pursuant to the provisions of section 45a-206, owning stock as a  
2221 trustee, may deposit or arrange for the deposit of such stock or other  
2222 securities in a clearing corporation, as defined in [section 42a-8-102(3)]  
2223 subdivision (5) of subsection (a) of section 42a-8-102, and may hold it  
2224 in the name of a nominee, including the nominee of such clearing  
2225 corporation, without mention of the trust in the stock certificate or  
2226 stock registration book; provided (1) the trust records and all reports  
2227 or accounts rendered by the trustee clearly show the ownership of the  
2228 stock by the trustee and the facts regarding its holding; and (2) except  
2229 for stock and other securities deposited in a clearing corporation, the  
2230 nominee shall deposit with the trustee a signed statement showing the  
2231 trust ownership, shall either endorse the stock certificate in blank or  
2232 execute a power of attorney for transfer in blank, and shall not have  
2233 possession of the stock certificate or access thereto except under the  
2234 immediate supervision of the trustee. The trustee shall be personally  
2235 liable for any loss to the trust resulting from any act of such nominee in  
2236 connection with stock so held. If such foreign corporation is acting as  
2237 trustee with one or more cotrustees, it shall secure, in advance, the  
2238 consent, in writing, of such cotrustee or cotrustees to the registration of  
2239 stock in the name of a nominee, and such cotrustees are authorized to  
2240 consent thereto. [The word "trustee" as] As used in this section,  
2241 "trustee" includes executors and testamentary trustees of the estates of  
2242 any residents of this state or of any nonresidents leaving property  
2243 within this state.

2244 Sec. 99. Subsection (a) of section 45a-208 of the general statutes is

2245 repealed and the following is substituted in lieu thereof (*Effective from*  
2246 *passage*):

2247 (a) Notwithstanding any other provision of law, any fiduciary, as  
2248 defined in [sections] subsection (a) of section 45a-233 and subdivision  
2249 (2) of [subsection (a) of] section 36a-365, holding securities in its  
2250 fiduciary capacity, or any state bank, trust company or national bank  
2251 holding securities as a custodian, managing agent or custodian for a  
2252 fiduciary, is authorized to deposit or arrange for the deposit of such  
2253 securities in a clearing corporation, as defined in [subsection (3)]  
2254 subdivision (5) of subsection (a) of section 42a-8-102. When such  
2255 securities are so deposited, certificates representing securities of the  
2256 same class of the same issuer may be merged and held in bulk in the  
2257 name of the nominee of such clearing corporation with any other such  
2258 securities deposited in such clearing corporation by any person  
2259 regardless of the ownership of such securities, and certificates of small  
2260 denomination may be merged into one or more certificates of larger  
2261 denomination. The records of such fiduciary and the records of such  
2262 state bank, trust company or national bank acting as a custodian, [as]  
2263 managing agent or [as] custodian for a fiduciary shall at all times show  
2264 the name of the party for whose account the securities are so  
2265 deposited. Title to such securities may be transferred by bookkeeping  
2266 entry on the books of such clearing corporation without physical  
2267 delivery of certificates representing such securities. A state bank, trust  
2268 company or national bank so depositing securities pursuant to this  
2269 section shall be subject to [the] such rules and regulations as, in the  
2270 case of state chartered institutions, the [state] Commissioner of  
2271 Banking, and in the case of national banking associations, the  
2272 Comptroller of the Currency, may from time to time issue. A state  
2273 bank, trust company or national bank, acting as custodian for a  
2274 fiduciary, shall, on demand by the fiduciary, certify in writing to the  
2275 fiduciary the securities so deposited by such state bank, trust company  
2276 or national bank in such clearing corporation for the account of such  
2277 fiduciary. A fiduciary shall, on demand by any party to a judicial  
2278 proceeding for the settlement of such fiduciary's account or on

2279 demand by the attorney for such party, certify in writing to such party  
2280 the securities deposited by such fiduciary in such clearing corporation  
2281 for its account as such fiduciary.

2282 Sec. 100. Subsection (e) of section 46a-84 of the general statutes is  
2283 repealed and the following is substituted in lieu thereof (*Effective from*  
2284 *passage*):

2285 (e) A hearing officer, hearing adjudicator, human rights referee or  
2286 attorney who volunteers service pursuant to subdivision [(16)] (18) of  
2287 section 46a-54 may supervise settlement endeavors, or, in employment  
2288 discrimination cases only, the complainant and respondent, with the  
2289 permission of the commission, may engage in alternate dispute  
2290 resolution endeavors for not more than three months. The cost of such  
2291 alternate dispute resolution endeavors shall be borne by the  
2292 complainant or the respondent or both and not by the commission.  
2293 Any endeavors or negotiations for conciliation, settlement or alternate  
2294 dispute resolution shall not be received in evidence.

2295 Sec. 101. Section 46b-1 of the general statutes is repealed and the  
2296 following is substituted in lieu thereof (*Effective from passage*):

2297 Matters within the jurisdiction of the Superior Court deemed to be  
2298 family relations matters shall be matters affecting or involving: (1)  
2299 Dissolution of marriage, contested and uncontested, except dissolution  
2300 upon conviction of crime as provided in section 46b-47; (2) legal  
2301 separation; (3) annulment of marriage; (4) alimony, support, custody  
2302 and change of name incident to dissolution of marriage, legal  
2303 separation and annulment; (5) actions brought under section 46b-15;  
2304 (6) complaints for change of name; (7) civil support obligations; (8)  
2305 habeas corpus and other proceedings to determine the custody and  
2306 visitation of children; (9) habeas corpus brought by or [in] on behalf of  
2307 any mentally ill person except a person charged with a criminal  
2308 offense; (10) appointment of a commission to inquire whether a person  
2309 is wrongfully confined as provided by section 17a-523; (11) juvenile  
2310 matters as provided in section 46b-121; (12) all rights and remedies



2311 provided for in chapter 815j; (13) the establishing of paternity; (14)  
 2312 appeals from probate concerning: [(a)] (A) Adoption or termination of  
 2313 parental rights; [(b)] (B) appointment and removal of guardians; [(c)]  
 2314 (C) custody of a minor child; [(d)] (D) appointment and removal of  
 2315 conservators; [(e)] (E) orders for custody of any child; [(f)] and (F)  
 2316 orders of commitment of persons to public and private institutions and  
 2317 to other appropriate facilities as provided by statute; (15) actions  
 2318 related to prenuptial and separation agreements and to matrimonial  
 2319 decrees of a foreign jurisdiction; (16) custody proceeding brought  
 2320 under the provisions of chapter [815o] 815p; and (17) all such other  
 2321 matters within the jurisdiction of the Superior Court concerning  
 2322 children or family relations as may be determined by the judges of said  
 2323 court.

2324 Sec. 102. Subsections (b) and (c) of section 46b-16 of the general  
 2325 statutes is repealed and the following is substituted in lieu thereof  
 2326 (*Effective from passage*):

2327 (b) If the court finds that there is a substantial likelihood that the  
 2328 child will be removed from the jurisdiction of the court prior to a  
 2329 hearing to determine custody, an order of temporary custody may be  
 2330 issued ex parte by the court granting the temporary care and custody  
 2331 of the child to a suitable person or agency pending a hearing to  
 2332 determine custody pursuant to chapter 815j or [815o] 815p. Such  
 2333 hearing shall be held not more than five days from the issuance of the  
 2334 ex parte order [nor] or less than three days from the return of service,  
 2335 whichever is later.

2336 (c) If the parent or relative arrested for violation of section 53a-97 or  
 2337 53a-98 is in custody of the state, the state shall produce such parent or  
 2338 relative for the hearing to determine custody of the child pursuant to  
 2339 chapter 815j or [815o] 815p.

2340 Sec. 103. Subsection (a) of section 46b-26 of the general statutes is  
 2341 repealed and the following is substituted in lieu thereof (*Effective from*  
 2342 *passage*):

2343 (a) No license may be issued by any registrar until there has been  
 2344 filed with [him] such registrar, for each applicant, a statement signed  
 2345 by a physician licensed to practice medicine or osteopathy in any state  
 2346 or territory of the United States, the District of Columbia or any  
 2347 province of Canada, an advanced practice registered nurse licensed  
 2348 pursuant to chapter 378, a nurse-midwife licensed pursuant to chapter  
 2349 377 or a physician assistant [license] licensed pursuant to chapter 370,  
 2350 or by a commissioned medical officer in the armed forces or the Public  
 2351 Health Service of the United States, that the applicant has submitted to  
 2352 a standard laboratory blood test, that, if the test was positive, the  
 2353 person has submitted to a physical examination of the skin and  
 2354 appropriate mucous membranes, and that, in the opinion of such  
 2355 physician, advanced practice registered nurse, nurse-midwife or  
 2356 physician assistant, the person is not infected with syphilis or in a  
 2357 stage of that disease that is communicable.

2358 Sec. 104. Subsection (a) of section 46b-46 of the general statutes is  
 2359 repealed and the following is substituted in lieu thereof (*Effective from*  
 2360 *passage*):

2361 (a) On a complaint for dissolution, annulment, legal separation or  
 2362 custody, if the defendant resides out of or is absent from the state or  
 2363 the whereabouts of the defendant [is] are unknown to the plaintiff, any  
 2364 judge or clerk of the Supreme Court or of the Superior Court may  
 2365 make such order of notice as [he] such judge or clerk deems  
 2366 reasonable. After notice has been given and proved to the court, the  
 2367 court may hear the complaint if it finds that the defendant has actually  
 2368 received notice that the complaint is pending. If it does not appear that  
 2369 the defendant has had such notice, the court may hear the case, or, if it  
 2370 sees cause, order such further notice to be given as it deems reasonable  
 2371 and continue the complaint until the order is complied with. Nothing  
 2372 in this section shall be construed to affect the jurisdictional  
 2373 requirements of chapter [815o] 815p in a complaint for custody.

2374 Sec. 105. Subsection (a) of section 46b-56 of the general statutes is

2375 repealed and the following is substituted in lieu thereof (*Effective from*  
2376 *passage*):

2377 (a) In any controversy before the Superior Court as to the custody or  
2378 care of minor children, and at any time after the return day of any  
2379 complaint under section 46b-45, the court may at any time make or  
2380 modify any proper order regarding the education and support of the  
2381 children and of care, custody and visitation if it has jurisdiction under  
2382 the provisions of chapter [815o] 815p. Subject to the provisions of  
2383 section 46b-56a, the court may assign the custody of any child to the  
2384 parents jointly, to either parent or to a third party, according to its best  
2385 judgment upon the facts of the case and subject to such conditions and  
2386 limitations as it deems equitable. The court may also make any order  
2387 granting the right of visitation of any child to a third party, including,  
2388 but not limited to, grandparents.

2389 Sec. 106. Section 46b-57 of the general statutes is repealed and the  
2390 following is substituted in lieu thereof (*Effective from passage*):

2391 In any controversy before the Superior Court as to the custody of  
2392 minor children, and on any complaint under this chapter or section  
2393 46b-1 or 51-348a, if there is any minor child of either or both parties,  
2394 the court, if it has jurisdiction under the provisions of chapter [815o]  
2395 815p, may allow any interested third party or parties to intervene upon  
2396 motion. The court may award full or partial custody, care, education  
2397 and visitation rights of such child to any such third party upon such  
2398 conditions and limitations as it deems equitable. Before allowing any  
2399 such intervention, the court may appoint counsel for the child or  
2400 children pursuant to the provisions of section 46b-54. In making any  
2401 order under this section, the court shall be guided by the best interests  
2402 of the child, giving consideration to the wishes of the child if [he] the  
2403 child is of sufficient age and capable of forming an intelligent  
2404 preference.

2405 Sec. 107. Subsection (e) of section 46b-115s of the general statutes is  
2406 repealed and the following is substituted in lieu thereof (*Effective from*

2407 *passage*):

2408 (e) If a party under oath alleges in an affidavit [,] or a pleading or on  
 2409 a form prescribed by the Office of the Chief Court Administrator that  
 2410 the health, safety or liberty of a party or child would be jeopardized by  
 2411 disclosure of location information, the information must be sealed and  
 2412 shall not be disclosed to the other party or the public unless the court,  
 2413 after a hearing, determines that it is in the interest of justice that such  
 2414 disclosure be made. The party making such allegation shall (1) provide  
 2415 obvious notice to the clerk of the court that such allegation is being  
 2416 made; (2) not file location information that poses the risk unless  
 2417 ordered by the court; (3) identify, in writing, documents previously  
 2418 filed with the court that contain location information that poses the  
 2419 risk; and (4) if, at the time the allegation is made, the party is not  
 2420 represented by counsel in the proceeding, provide the clerk of the  
 2421 court with a mailing address that may be disclosed to the public.  
 2422 Except as otherwise provided by [court rule, obvious notice] rule of  
 2423 court, as used in this subsection, [shall mean] "obvious notice" means  
 2424 notice as provided on a form prescribed by the Office of the Chief  
 2425 Court Administrator or a notice to the clerk of the court which is set  
 2426 forth in the bottom margin of the first page of such filed document.

2427 Sec. 108. Subsection (e) of section 46b-141 of the general statutes is  
 2428 repealed and the following is substituted in lieu thereof (*Effective from*  
 2429 *passage*):

2430 (e) All other commitments of delinquent, mentally deficient or  
 2431 mentally ill children by the court pursuant to the provisions of section  
 2432 46b-140, may be for an indeterminate time. Commitments may be  
 2433 reopened and terminated at any time by said court, provided the  
 2434 Commissioner of Children and Families shall be given notice of such  
 2435 proposed reopening and a reasonable opportunity to present the  
 2436 commissioner's views thereon. The parents or guardian of such child  
 2437 may apply not more than twice in any calendar year for such  
 2438 reopening and termination of commitment. Any order of the court

2439 made under the provisions of this section shall be deemed a final order  
2440 for purposes of appeal, except that no bond shall be required [nor] and  
2441 no costs shall be taxed on such appeal.

2442 Sec. 109. Subdivision (4) of section 46b-212a of the general statutes is  
2443 repealed and the following is substituted in lieu thereof (*Effective from*  
2444 *passage*):

2445 (4) "Governor" means an individual performing the functions of  
2446 Governor or the executive authority of a state covered by sections 46b-  
2447 212 to [47b-213v] 46b-213v, inclusive.

2448 Sec. 110. Section 47a-56a of the general statutes is repealed and the  
2449 following is substituted in lieu thereof (*Effective from passage*):

2450 Whenever any order issued under the provisions of section 47a-53  
2451 [,] or section 47a-55, or under the provisions of any municipal charter  
2452 or special act or ordinance relating to the abatement of nuisances in  
2453 tenement houses is not complied with, or not so far complied with as  
2454 the appropriate authority finds reasonable, within the time allowed, or  
2455 whenever a landlord has not substantially complied with the  
2456 provisions of section 47a-7, the authority appointed under the  
2457 provisions of section 47a-56 [,] may apply to the superior court for the  
2458 judicial district where the property is situated for an order requiring  
2459 the owner and any mortgagees or lienors of record to show cause why  
2460 a receiver of rents, issues and profits should not be appointed and why  
2461 [said] such receiver should not remove or remedy such condition and  
2462 obtain a lien in favor of the municipality, having priority with respect  
2463 to all existing mortgages or liens, to secure payment of the costs  
2464 incurred by the receiver in removing or remedying such condition.  
2465 Such application shall contain: (1) [proof] Proof by affidavit that an  
2466 order of the proper authority has been issued and served on the  
2467 owner, mortgagees and lienors; (2) a statement that a nuisance exists  
2468 because a landlord has been in substantial noncompliance with the  
2469 provisions of section 47a-7 or a nuisance exists that constitutes a fire  
2470 hazard or a serious threat to life, health or safety and that such

2471 nuisance continued to exist in such property after the time fixed for the  
2472 removal thereof in such order, and such statement shall contain a  
2473 description of the property and the conditions constituting such  
2474 nuisance; and (3) a brief description of the nature of the work required  
2475 to remove or remedy the condition and an estimate as to the cost  
2476 thereof.

2477 Sec. 111. Section 49-8 of the general statutes is repealed and the  
2478 following is substituted in lieu thereof (*Effective from passage*):

2479 (a) The mortgagee or a person authorized by law to release the  
2480 mortgage shall execute and deliver a release to the extent of the  
2481 satisfaction tendered before or against receipt of the release: (1) Upon  
2482 the satisfaction of the mortgage; [or] (2) upon a bona fide offer to  
2483 satisfy the [same] mortgage in accordance with the terms of the  
2484 mortgage deed upon the execution of a release; [, or] (3) when the  
2485 parties in interest have agreed in writing to a partial release of the  
2486 mortgage where that part of the property securing the partially  
2487 satisfied mortgage is sufficiently definite and certain; [,] or (4) when  
2488 the mortgagor has made a bona fide offer in accordance with the terms  
2489 of the mortgage deed for such partial satisfaction on the execution of  
2490 such partial release.

2491 (b) The plaintiff or the plaintiff's attorney shall execute and deliver a  
2492 release when an attachment has become of no effect pursuant to  
2493 section 52-322 or section 52-324 or when a lis pendens or other lien has  
2494 become of no effect pursuant to section 52-326.

2495 (c) The mortgagee or plaintiff or the plaintiff's attorney, as the case  
2496 may be, shall execute and deliver a release within sixty days from the  
2497 date a written request for a release of such encumbrance (1) was sent to  
2498 such mortgagee, plaintiff or plaintiff's attorney at the person's last-  
2499 known address by registered or certified mail, postage prepaid, return  
2500 receipt requested, or (2) was received by such mortgagee, plaintiff or  
2501 plaintiff's attorney from a private messenger or courier service or  
2502 through any means of communication, including electronic

2503 communication, reasonably calculated to give the person the written  
2504 request or a copy of it. The mortgagee or plaintiff shall be liable for  
2505 damages to any person aggrieved at the rate of two hundred dollars  
2506 for each week after the expiration of such sixty days up to a maximum  
2507 of five thousand dollars or in an amount equal to the loss sustained by  
2508 such aggrieved person as a result of the failure of the mortgagee or  
2509 plaintiff or the plaintiff's attorney to execute and deliver a release,  
2510 whichever is greater, plus costs and reasonable attorney's fees.

2511 Sec. 112. Section 49-8a of the general statutes is repealed and the  
2512 following is substituted in lieu thereof (*Effective from passage*):

2513 (a) For the purposes of this section and section 49-10a:

2514 (1) "Mortgage loan" means a loan secured by a mortgage on one,  
2515 two, three or four family residential real property located in [the state  
2516 of Connecticut] this state, including, but not limited to, a residential  
2517 unit in any common interest community, as defined in section 47-202.

2518 (2) "Person" means an individual, corporation, limited liability  
2519 company, business trust, estate, trust, partnership, association, joint  
2520 venture, government, governmental subdivision or agency, or other  
2521 legal or commercial entity.

2522 (3) "Mortgagor" means the grantor of a mortgage.

2523 (4) "Mortgagee" means the grantee of a mortgage; provided, if the  
2524 mortgage has been assigned of record, "mortgagee" means the last  
2525 person to whom the mortgage has been assigned of record; and  
2526 provided further, if the mortgage has been serviced by a mortgage  
2527 servicer, "mortgagee" means the mortgage servicer.

2528 (5) "Mortgage servicer" means the last person to whom the  
2529 mortgagor has been instructed by the mortgagee to send payments of  
2530 the mortgage loan. The person who has transmitted a payoff statement  
2531 shall be deemed to be the mortgage servicer with respect to the  
2532 mortgage loan described in that payoff statement.

2533       (6) "Attorney-at-law" means any person admitted to practice law in  
2534       this state and in good standing.

2535       (7) "Title insurance company" means any corporation or other  
2536       business entity authorized and licensed to transact the business of  
2537       insuring titles to interests in real property in this state.

2538       (8) "Payoff statement" means a statement of the amount of the  
2539       unpaid balance on a mortgage loan, including principal, interest and  
2540       other charges properly assessed pursuant to the loan documentation of  
2541       such mortgage and a statement of the interest on a per diem basis with  
2542       respect to the unpaid principal balance of the mortgage loan.

2543       (b) If a mortgagee fails to execute and deliver a release of mortgage  
2544       to the mortgagor or to the mortgagor's designated agent within sixty  
2545       days from receipt by the mortgagee of payment of the mortgage loan  
2546       (1) in accordance with the payoff statement furnished by the  
2547       mortgagee, or (2) if no payoff statement was provided pursuant to a  
2548       request made under section 49-10a, in accordance with a good faith  
2549       estimate by the mortgagor of the amount of the unpaid balance on the  
2550       mortgage loan using (A) a statement from the mortgagee indicating  
2551       the outstanding balance due as of a date certain, and (B) a reasonable  
2552       estimate of the per diem interest and other charges due, any attorney-  
2553       at-law or duly authorized officer of a title insurance company may, on  
2554       behalf of the mortgagor or any successor in interest to the mortgagor  
2555       who has acquired title to the premises described in the mortgage or  
2556       any portion thereof, execute and cause to be recorded in the land  
2557       records of each town where the mortgage was recorded, an affidavit  
2558       which complies with the requirements of this section.

2559       (c) An affidavit pursuant to this section shall state that:

2560       (1) The affiant is an attorney-at-law or the authorized officer of a  
2561       title insurance company, and that the affidavit is made in behalf of and  
2562       at the request of the mortgagor or the current owner of the interest  
2563       encumbered by the mortgage;



2564       (2) The mortgagee has provided a payoff statement with respect to  
2565       the mortgage loan or the mortgagee has failed to provide a payoff  
2566       statement requested pursuant to section 49-10a;

2567       (3) The affiant has ascertained that the mortgagee has received  
2568       payment of the mortgage loan (A) in accordance with the payoff  
2569       statement, or (B) in the absence of a payoff statement requested  
2570       pursuant to section 49-10a, in accordance with a good faith estimate by  
2571       the mortgagor of the amount of the unpaid balance on the mortgage  
2572       loan calculated in accordance with subdivision (2) of subsection (b) of  
2573       this section, as evidenced by a bank check, certified check, attorney's  
2574       clients' funds account check or title insurance company check, which  
2575       has been negotiated by the mortgagee or by other documentary  
2576       evidence of such receipt of payment by the mortgagee, including a  
2577       confirmation of a wire transfer;

2578       (4) More than sixty days have elapsed since payment was received  
2579       by the mortgagee; and

2580       (5) At least fifteen days prior to the date of the affidavit, the affiant  
2581       has given the mortgagee written notice by registered or certified mail,  
2582       postage prepaid, return receipt requested, of intention to execute and  
2583       cause to be recorded an affidavit in accordance with this section, with a  
2584       copy of the proposed affidavit attached to such written notice; and that  
2585       the mortgagee has not responded in writing to such notification, or  
2586       that any request for additional payment made by the mortgagee has  
2587       been complied with at least fifteen days prior to the date of the  
2588       affidavit.

2589       (d) Such affidavit shall state the names of the mortgagor and the  
2590       mortgagee, the date of the mortgage, and the volume and page of the  
2591       land records where the mortgage is recorded. The affidavit shall  
2592       provide similar information with respect to every recorded assignment  
2593       of the mortgage.

2594       (e) The affiant shall attach to the affidavit (1) photostatic copies of

2595 the documentary evidence that payment has been received by the  
2596 mortgagee, including the mortgagee's endorsement of any bank check,  
2597 certified check, attorney's clients' funds account check, title insurance  
2598 company check, or confirmation of a wire transfer, and (2) (A) a  
2599 photostatic copy of the payoff statement, or (B) in the absence of a  
2600 payoff statement requested pursuant to section 49-10a, a copy of a  
2601 statement from the mortgagee that is in the possession of the  
2602 mortgagor indicating the outstanding balance due on the mortgage  
2603 loan as of a date certain and a statement setting out the mortgagor's  
2604 basis for the estimate of the amount due, and shall certify on each that  
2605 it is a true copy of the original document.

2606 (f) Such affidavit, when recorded, shall constitute a release of the  
2607 lien of such mortgage or the property described therein.

2608 (g) The town clerk shall index the affidavit in the name of the  
2609 original mortgagee and the last assignee of the mortgage appearing of  
2610 record as the grantors, and in the name of the mortgagors and the  
2611 current record owner of the property as grantees.

2612 (h) Any person who causes an affidavit to be recorded in the land  
2613 records of any town in accordance with this section having actual  
2614 knowledge that the information and statements therein contained are  
2615 false shall be fined not more than five thousand dollars or imprisoned  
2616 not less than one year [nor] or more than five years, or both fined and  
2617 imprisoned.

2618 Sec. 113. Subdivision (1) of subsection (b) of section 49-35a of the  
2619 general statutes is repealed and the following is substituted in lieu  
2620 thereof (*Effective from passage*):

2621 (1) If the clerk, upon receipt of all the documents in duplicate, finds  
2622 them to be in proper form, the clerk shall fix a date for a hearing on the  
2623 application and sign the order of hearing and notice. An entry fee of  
2624 twenty dollars shall then be collected and a copy of the original  
2625 document shall be placed in the court file.

2626 Sec. 114. Subsection (c) of section 49-55d of the general statutes is  
2627 repealed and the following is substituted in lieu thereof (*Effective from*  
2628 *passage*):

2629 (c) The owner or the owner's representative shall have thirty days  
2630 next succeeding the date the complaint is returnable to the proper  
2631 court to file an affidavit with the court controverting any material  
2632 allegations contained in the complaint and an affidavit that the owner  
2633 has a valid defense. The issues so raised shall be tried as all other  
2634 issues in the court. If the owner or the owner's legal representative  
2635 does not file the necessary affidavits, the lienor may make a motion for  
2636 judgment and order of sale which shall be heard on short calendar by  
2637 the court having jurisdiction, which motion the court shall have the  
2638 power to grant and the court shall order the sale of the vessel by the  
2639 state marshal or other proper officer at public auction, subject to all  
2640 prior encumbrances on file with the Secretary of the State, provided, at  
2641 least seven days prior to the sale, a notice of the time, place and  
2642 purpose of the sale shall be published in a newspaper having general  
2643 circulation where the vessel was located at the time of the attachment,  
2644 and notice of same shall be sent by certified mail to the owner of the  
2645 vessel at such owner's last-known place of residence and to all other  
2646 holders of valid security interests on file with the office of [said  
2647 secretary] the Secretary of the State. The proceeds of the sale, after  
2648 payment of all expenses connected with the sale and payment of any  
2649 balance due on any valid security interest perfected before the vessel  
2650 lien was filed, and satisfaction of the vessel lien and satisfaction of any  
2651 valid security interest subsequent to the vessel lien presented for  
2652 payment, shall be paid to the owner. If the amount due the owner is  
2653 not claimed within one year from the date of such sale, it shall escheat  
2654 to the state.

2655 Sec. 115. Subsection (c) of section 51-181c of the general statutes is  
2656 repealed and the following is substituted in lieu thereof (*Effective from*  
2657 *passage*):

(c) Any person for whom prosecution is suspended and who is placed in the community service program pursuant to subdivisions (1) and (2) of subsection (a) of this section shall agree to the tolling of the statute of limitations with respect to such crime and to a waiver of [his] such person's right to a speedy trial. If the program monitor certifies to the court that such person successfully completed the community service program, the court shall make a finding of such satisfactory completion and dismiss the charges. If the program monitor certifies to the court that such person did not successfully complete the community service program to which [he] such person was assigned or is no longer [amendable to participate] amenable to participating in such program, the court shall enter a plea of not guilty for such person and transfer the case to the regular criminal docket and immediately place the case on the trial list, except that cases accepted from the housing session pursuant to subdivision (2) of subsection (a) of this section shall be returned to the housing session.

Sec. 116. Subsection (f) of section 52-57 of the general statutes is repealed and the following is substituted in lieu thereof (*Effective from passage*):

(f) When the other methods of service of process provided under this section or otherwise provided by law cannot be effected, in actions concerning the establishment, enforcement or modification of child support orders other than actions for dissolution of marriage, including, but not limited to, such actions under sections 17b-19, 17b-63 to 17b-65, inclusive, 17b-116 to 17b-138, inclusive, 17b-220 to 17b-250, inclusive, 17b-256, 17b-259, 17b-263, 17b-287, 17b-340 to 17b-350, inclusive, 17b-689, 17b-689b, 17b-743 to 17b-747, inclusive, and 46b-212 to 46b-213v, inclusive, and chapters 815, [815o] 815p, 815t, 815y and 816, and actions to implement garnishments for support under section 52-362, service of process may be made upon a party to the action by one of the following methods, provided proof of receipt of such process by such party is presented to the court in accordance with rules promulgated by the judges of the Superior Court:

2691 (1) By certified mail to a party to the action addressed to the  
2692 employer of such party. Any service of process so sent shall include on  
2693 the outside envelope the words "To be delivered to the employee in  
2694 accordance with subsection (f) of section 52-57". The employer shall  
2695 accept any such service of process sent by certified mail and promptly  
2696 deliver such certified mail to the employee; or

2697 (2) When a party to an action under this subsection is employed by  
2698 an employer with fifteen or more employees, by personal service upon  
2699 an official of the employer designated as an agent to accept service of  
2700 process in actions brought under this subsection. Every employer with  
2701 fifteen or more employees doing business in this state shall designate  
2702 an official to accept service of process for employees who are parties to  
2703 such actions. The person so served shall promptly deliver such process  
2704 to the employee.

2705 Sec. 117. Subsection (a) of section 52-143 of the general statutes is  
2706 repealed and the following is substituted in lieu thereof (*Effective from*  
2707 *passage*):

2708 (a) Subpoenas for witnesses shall be signed by the clerk of the court  
2709 or a commissioner of the Superior Court and shall be served by an  
2710 officer, indifferent person or, in any criminal case in which a defendant  
2711 is represented by a public defender or special assistant public  
2712 defender, by an investigator of the Division of Public Defender  
2713 Services. The subpoena shall be served not less than eighteen hours  
2714 prior to the time designated for the person summoned to appear,  
2715 unless the court orders otherwise.

2716 Sec. 118. Section 52-237 of the general statutes is repealed and the  
2717 following is substituted in lieu thereof (*Effective from passage*):

2718 In any action for a libel, the defendant may give proof of intention;  
2719 and unless the plaintiff proves either malice in fact or that the  
2720 defendant, after having been requested by [him] the plaintiff in writing  
2721 to retract the libelous charge, in as public a manner as that in which it

2722 was made, failed to do so within a reasonable time, [he] the plaintiff  
2723 shall recover nothing but such actual damage as [he] the plaintiff may  
2724 have specially alleged and proved.

2725 Sec. 119. Subsection (b) of section 52-321a of the general statutes is  
2726 repealed and the following is substituted in lieu thereof (*Effective from*  
2727 *passage*):

2728 (b) Nothing in this section shall impair the rights of an alternate  
2729 payee under a qualified domestic relations order, as defined in Section  
2730 414(p) of the Internal Revenue Code of 1986, or any subsequent  
2731 corresponding internal revenue code of the United States, as from time  
2732 to time amended. Nothing in this section or in subsection (m) of  
2733 section 52-352b shall impair the rights of the state to proceed under  
2734 section 52-361a to recover the costs of incarceration from any federal,  
2735 state or municipal pension, annuity or insurance contract or similar  
2736 arrangement described in subdivision (5) of subsection (a) of this  
2737 section, provided the rights of an alternate payee under a qualified  
2738 domestic relations order, as defined in Section 414(p) of the Internal  
2739 Revenue Code of 1986, or any subsequent corresponding internal  
2740 revenue code of the United States, as from time to time amended, shall  
2741 take precedence over any such recovery. Nothing in this section [nor]  
2742 or in subsection (m) of section 52-352b shall impair the rights of a  
2743 victim of crime to proceed under section 52-361a to recover damages  
2744 awarded by a court of competent jurisdiction from any federal, state or  
2745 municipal pension, annuity or insurance contract or similar  
2746 arrangement described in subdivision (5) of subsection (a) of this  
2747 section when such damages are the result of a crime committed by a  
2748 participant or beneficiary of such pension, annuity or insurance  
2749 contract or similar arrangement; provided the rights of an alternate  
2750 payee under a qualified domestic relations order, as defined in Section  
2751 414(p) of the Internal Revenue Code of 1986, or any subsequent  
2752 corresponding internal revenue code of the United States, as from time  
2753 to time amended, shall take precedence over any such recovery.

2754       Sec. 120. Subsection (d) of section 52-362f of the general statutes is  
2755       repealed and the following is substituted in lieu thereof (*Effective from*  
2756       *passage*):

2757       (d) When a support order is issued in another jurisdiction and the  
2758       obligor has income subject to withholding in accordance with the  
2759       provisions of section 52-362, Support Enforcement Services shall, upon  
2760       receiving a support order of another jurisdiction with the  
2761       documentation specified in this subsection from an agency of another  
2762       jurisdiction, or from an obligee, [and] an obligor or an attorney for  
2763       either the obligee or obligor, file such support order and documents in  
2764       the registry maintained by Support Enforcement Services.  
2765       Documentation required for the entry of a support order for another  
2766       jurisdiction for the purpose of withholding of income shall comply  
2767       with the requirements of section 46b-213i. If the documentation  
2768       received by Support Enforcement Services does not conform to those  
2769       requirements, Support Enforcement Services shall remedy any defect  
2770       which it can without the assistance of the obligee or requesting agency  
2771       or person. If Support Enforcement Services is unable to make such  
2772       corrections, the requesting agency or person shall immediately be  
2773       notified of the necessary additions or corrections. Support  
2774       Enforcement Services shall accept the documentation required by this  
2775       subsection [so] as long as the substantive requirements of this  
2776       subsection are met.

2777       Sec. 121. Subsection (h) of section 52-362f of the general statutes is  
2778       repealed and the following is substituted in lieu thereof (*Effective from*  
2779       *passage*):

2780       (h) The agency or Support Enforcement Services, upon receiving a  
2781       certified copy of any amendment or modification to a support order  
2782       entered pursuant to subsection (d) of this section, shall file such  
2783       certified copy with the clerk of Support Enforcement Services, and  
2784       Support Enforcement Services shall amend or modify the order for  
2785       withholding to conform to the modified support order.

2786 Sec. 122. Subsection (a) of section 53-202l of the general statutes is  
2787 repealed and the following is substituted in lieu thereof (*Effective from*  
2788 *passage*):

2789 (a) [(1)] For the purposes of this section: [, "armor piercing .50  
2790 caliber bullet"]

2791 (1) "Armor piercing .50 caliber bullet" means any .50 caliber bullet  
2792 that is (A) designed for the purpose of, (B) held out by the  
2793 manufacturer or distributor as, or (C) generally recognized as having a  
2794 specialized capability to penetrate armor or bulletproof glass,  
2795 including, but not limited to, such bullets commonly designated as  
2796 "M2 Armor-Piercing" or "AP", "M8 Armor-Piercing Incendiary" or  
2797 "API", "M20 Armor-Piercing Incendiary Tracer" or "APIT", "M903  
2798 Caliber .50 Saboted Light Armor Penetrator" or "SLAP", or "M962  
2799 Saboted Light Armor Penetrator Tracer" or "SLAPT".

2800 (2) "Incendiary .50 caliber bullet" means any .50 caliber bullet that is  
2801 (A) designed for the purpose of, (B) held out by the manufacturer or  
2802 distributor as, or (C) generally recognized as having a specialized  
2803 capability to ignite upon impact, including, but not limited to, such  
2804 bullets commonly designated as "M1 Incendiary", "M23 Incendiary",  
2805 "M8 Armor-Piercing Incendiary" or "API", or "M20 Armor-Piercing  
2806 Incendiary Tracer" or "APIT".

2807 Sec. 123. Subsection (a) of section 53-206 of the general statutes is  
2808 repealed and the following is substituted in lieu thereof (*Effective from*  
2809 *passage*):

2810 (a) Any person who carries upon [one's] his or her person any BB.  
2811 gun, blackjack, metal or brass knuckles, or any dirk knife, or any  
2812 switch knife, or any knife having an automatic spring release device by  
2813 which a blade is released from the handle, having a blade of over one  
2814 and one-half inches in length, or stiletto, or any knife the edged  
2815 portion of the blade of which is four inches or over in length, any  
2816 police baton or nightstick, or any martial arts weapon or electronic



2817 defense weapon, as defined in section 53a-3, or any other dangerous or  
2818 deadly weapon or instrument, shall be fined not more than five  
2819 hundred dollars or imprisoned not more than three years or both.  
2820 Whenever any person is found guilty of a violation of this section, any  
2821 weapon or other instrument within the provisions of this section,  
2822 found upon the body of such person, shall be forfeited to the  
2823 municipality wherein such person was apprehended, notwithstanding  
2824 any failure of the judgment of conviction to expressly impose such  
2825 forfeiture.

2826 Sec. 124. Subsection (c) of section 53-344 of the general statutes is  
2827 repealed and the following is substituted in lieu thereof (*Effective from*  
2828 *passage*):

2829 (c) Any person under eighteen years of age who purchases or  
2830 misrepresents such person's age to purchase tobacco in any form shall  
2831 be fined not more than fifty dollars for the first offense and not less  
2832 than fifty dollars [nor] or more than one hundred dollars for each  
2833 subsequent offense.

2834 Sec. 125. Subsection (c) of section 53a-28 of the general statutes is  
2835 repealed and the following is substituted in lieu thereof (*Effective from*  
2836 *passage*):

2837 (c) In addition to any sentence imposed pursuant to subsection (b)  
2838 of this section, if (1) a person is convicted of an offense that resulted in  
2839 injury to another person or damage to or loss of property, (2) the  
2840 victim requests financial restitution, and (3) the court finds that the  
2841 victim has suffered injury or damage to or loss of property as a result  
2842 of such offense, the court shall order the offender to make financial  
2843 restitution under terms that it determines are appropriate. In  
2844 determining the appropriate terms of financial restitution, the court  
2845 shall consider: (A) The financial resources of the offender and the  
2846 burden restitution will place on other obligations of the offender; (B)  
2847 the offender's ability to pay based on installments or other conditions;  
2848 (C) the rehabilitative effect on the offender of the payment of

2849 restitution and the method of payment; and (D) other circumstances,  
 2850 including the financial burden and impact on the victim, that the court  
 2851 determines [makes] make the terms of restitution appropriate. If the  
 2852 court determines that the current financial resources of the offender or  
 2853 the offender's current ability to pay based on installments or other  
 2854 conditions are such that no appropriate terms of restitution can be  
 2855 determined, the court may forego setting such terms. The court shall  
 2856 articulate its findings on the record with respect to each of the factors  
 2857 set forth in subparagraphs (A) to (D), inclusive, of this subsection.  
 2858 Restitution ordered by the court pursuant to this subsection shall be  
 2859 based on easily ascertainable damages for injury or loss of property,  
 2860 actual expenses incurred for treatment for injury to persons and lost  
 2861 wages resulting from injury. Restitution shall not include  
 2862 reimbursement for damages for mental anguish, pain and suffering or  
 2863 other intangible losses, but may include the costs of counseling  
 2864 reasonably related to the offense. Restitution ordered by the court  
 2865 pursuant to this subsection shall be imposed or directed by a written  
 2866 order of the court containing the amount of damages for injury or loss  
 2867 of property, actual expenses incurred for treatment for injury to  
 2868 persons and lost wages resulting from injury as ascertained by the  
 2869 court. The order of the court shall direct that a certified copy of the  
 2870 order be delivered by certified mail to the victim and contain an  
 2871 advisement to the victim that the order is enforceable as a judgment in  
 2872 a civil action as provided in section 53a-28a.

2873 Sec. 126. Subsection (a) of section 53a-167c of the general statutes is  
 2874 repealed and the following is substituted in lieu thereof (*Effective from*  
 2875 *passage*):

2876 (a) A person is guilty of assault of public safety or emergency  
 2877 medical personnel when, with intent to prevent a reasonably  
 2878 identifiable peace officer, firefighter or employee of an emergency  
 2879 medical service organization, as defined in section 53a-3, emergency  
 2880 room physician or nurse, employee of the Department of Correction,  
 2881 employee or member of the Board of Parole, probation officer,

2882 employee of the judicial branch assigned to provide pretrial secure  
 2883 detention and programming services to juveniles accused of the  
 2884 commission of a delinquent act or employee of the Department of  
 2885 Children and Families assigned to provide direct services to children  
 2886 and youth in the care or custody of the department from performing  
 2887 his or her duties, and while such peace officer, [fireman] firefighter,  
 2888 employee, physician, nurse, member or probation officer is acting in  
 2889 the performance of his or her duties, (1) such person causes physical  
 2890 injury to such peace officer, firefighter, employee, physician, nurse,  
 2891 member or probation officer, or (2) such person throws or hurls, or  
 2892 causes to be thrown or hurled, any rock, bottle, can or other article,  
 2893 object or missile of any kind capable of causing physical harm, damage  
 2894 or injury, at such peace officer, firefighter, employee, physician, nurse,  
 2895 member or probation officer, or (3) such person uses or causes to be  
 2896 used any mace, tear gas or any like or similar deleterious agent against  
 2897 such peace officer, firefighter, employee, physician, nurse, member or  
 2898 probation officer, or (4) such person throws or hurls, or causes to be  
 2899 thrown or hurled, any paint, dye or other like or similar staining,  
 2900 discoloring or coloring agent or any type of offensive or noxious  
 2901 liquid, agent or substance at such peace officer, firefighter, employee,  
 2902 physician, nurse, member or probation officer, or (5) such person  
 2903 throws or hurls, or causes to be thrown or hurled, any bodily fluid  
 2904 including, but not limited to, urine, feces, blood or saliva at such peace  
 2905 officer, firefighter, employee, physician, nurse, member or probation  
 2906 officer.

2907 Sec. 127. Section 54-1c of the general statutes is repealed and the  
 2908 following is substituted in lieu thereof (*Effective from passage*):

2909 Any admission, confession or statement, written or oral, obtained  
 2910 from an accused person who has not been presented to the first session  
 2911 of the court, or on the day specified for arraignment under the  
 2912 provisions of section 54-1g, or who has not been informed of [his] such  
 2913 person's rights as provided by section 54-1b or [section] 54-64b, shall  
 2914 be inadmissible.

2915 Sec. 128. Subsection (a) of section 54-142c of the general statutes is  
 2916 repealed and the following is substituted in lieu thereof (*Effective from*  
 2917 *passage*):

2918 (a) The clerk of the court or any person charged with retention and  
 2919 control of erased records by the Chief Court Administrator or any  
 2920 criminal justice agency having information contained in such erased  
 2921 records shall not disclose to anyone the existence of such erased  
 2922 [record] records or information pertaining to any charge erased under  
 2923 any provision of this part, [I of this chapter,] except as otherwise  
 2924 provided in this chapter.

This act shall take effect as follows:	
Section 1	<i>from passage</i>
Sec. 2	<i>from passage</i>
Sec. 3	<i>from passage</i>
Sec. 4	<i>from passage</i>
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Sec. 128	<i>from passage</i>

**Statement of Purpose:**

To make various technical changes concerning grammar, gender neutrality, accuracy of internal references and consistency in the general statutes that were proposed by the Revisors to the General Assembly during the February 2002 session but were not acted upon during that session due to lack of time.

*[Proposed deletions are enclosed in brackets. Proposed additions are indicated by underline, except that when the entire text of a bill or resolution or a section of a bill or resolution is new, it is not underlined.]*